

Calendar No. 95

108TH CONGRESS
1ST SESSION

S. 1049

To authorize appropriations for fiscal year 2004 for defense activities of the Department of Energy, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 13, 2003

Mr. WARNER, from the Committee on Armed Services, reported the following original bill; which was read twice and placed on the calendar

A BILL

To authorize appropriations for fiscal year 2004 for defense activities of the Department of Energy, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Department of Energy
5 National Security Act for Fiscal Year 2004”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. Congressional defense committees defined.

DIVISION C—DEPARTMENT OF ENERGY NATIONAL SECURITY AUTHORIZATIONS AND OTHER AUTHORIZATIONS

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Subtitle A—National Security Programs Authorizations

- Sec. 3101. National Nuclear Security Administration.
- Sec. 3102. Defense environmental management.
- Sec. 3103. Other defense activities.
- Sec. 3104. Defense nuclear waste disposal.
- Sec. 3105. Defense energy supply.

Subtitle B—Program Authorizations, Restrictions, and Limitations

- Sec. 3131. Repeal of prohibition on research and development of low-yield nuclear weapons.
- Sec. 3132. Readiness posture for resumption by the United States of underground nuclear weapons tests.
- Sec. 3133. Technical base and facilities maintenance and recapitalization activities.
- Sec. 3134. Continuation of processing, treatment, and disposition of legacy nuclear materials.

Subtitle C—Proliferation Matters

- Sec. 3141. Expansion of International Materials Protection, Control, and Accounting program.
- Sec. 3142. Semi-annual financial reports on defense nuclear nonproliferation program.
- Sec. 3143. Report on reduction of excessive uncosted balances for defense nuclear nonproliferation activities.

Subtitle D—Other Matters

- Sec. 3151. Modification of authorities on Department of Energy personnel security investigations.
- Sec. 3152. Responsibilities of Environmental Management program and National Nuclear Security Administration of Department of Energy for environmental cleanup, decontamination and decommissioning, and waste management.
- Sec. 3153. Update of report on stockpile stewardship criteria.
- Sec. 3154. Progress reports on Energy Employees Occupational Illness Compensation Program.

Subtitle E—Consolidation of General Provisions on Department of Energy National Security Programs

- Sec. 3161. Consolidation and assembly of recurring and general provisions on Department of Energy national security programs.

**TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY
BOARD**

Sec. 3201. Authorization.

1 SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES DEFINED.

2 For purposes of this Act, the term “congressional de-
3 fense committees” means—

4 (1) the Committee on Armed Services and the
5 Committee on Appropriations of the Senate; and

6 (2) the Committee on Armed Services and the
7 Committee on Appropriations of the House of Rep-
8 resentatives.

**9 DIVISION C—DEPARTMENT OF
10 ENERGY NATIONAL SECURITY
11 AUTHORIZATIONS AND
12 OTHER AUTHORIZATIONS**

**13 TITLE XXXI—DEPARTMENT OF
14 ENERGY NATIONAL SECURITY
15 PROGRAMS**

**16 Subtitle A—National Security
17 Programs Authorizations**

**18 SEC. 3101. NATIONAL NUCLEAR SECURITY ADMINISTRA-
19 TION.**

20 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
21 are hereby authorized to be appropriated to the Depart-
22 ment of Energy for fiscal year 2004 for the activities of
23 the National Nuclear Security Administration in carrying

1 out programs necessary for national security in the
2 amount of \$8,933,847,000, to be allocated as follows:

3 (1) For weapons activities, \$6,457,272,000.

4 (2) For defense nuclear nonproliferation activi-
5 ties, \$1,340,195,000.

6 (3) For naval reactors, \$788,400,000.

7 (4) For the Office of the Administrator for Nu-
8 clear Security, \$347,980,000.

9 (b) AUTHORIZATION OF NEW PLANT PROJECTS.—

10 From funds referred to in subsection (a) that are available
11 for carrying out plant projects, the Secretary of Energy
12 may carry out new plant projects for weapons activities,
13 as follows:

14 (1) Project 04–D–101, test capabilities revital-
15 ization, phase I, Sandia National Laboratories, Al-
16 buquerque, New Mexico, \$36,450,000.

17 (2) Project 04–D–102, exterior communications
18 infrastructure modernization, Sandia National Lab-
19 oratories, Albuquerque, New Mexico, \$20,000,000.

20 (3) Project 04–D–103, project engineering and
21 design, various locations, \$2,000,000.

22 (4) Project 04–D–125, chemistry and metal-
23 lurgy research (CMR) facility replacement, Los Ala-
24 mos National Laboratory, Los Alamos, New Mexico,
25 \$20,500,000.

1 (5) Project 04–D–126, building 12–44 produc-
2 tion cells upgrade, Pantex Plant, Amarillo, Texas,
3 \$8,780,000.

4 (6) Project 04–D–127, cleaning and loading
5 modifications (CALM), Savannah River Site, Aiken,
6 South Carolina, \$2,750,000.

7 (7) Project 04–D–128, TA–18 mission reloca-
8 tion project, Los Alamos National Laboratory, Los
9 Alamos, New Mexico, \$8,820,000.

10 (8) Project 04–D–203, project engineering and
11 design, facilities and infrastructure recapitalization
12 program, various locations, \$3,719,000.

13 (9) Project 03–D–102, sm.43 replacement ad-
14 ministration building, Los Alamos National Labora-
15 tory, Los Alamos, New Mexico, \$50,000,000.

16 **SEC. 3102. DEFENSE ENVIRONMENTAL MANAGEMENT.**

17 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
18 are hereby authorized to be appropriated to the Depart-
19 ment of Energy for fiscal year 2004 for environmental
20 management activities in carrying out programs necessary
21 for national security in the amount of \$6,809,814,000, to
22 be allocated as follows:

23 (1) For defense site acceleration completion,
24 \$5,814,635,000.

1 (2) For defense environmental services in car-
2 rying out environmental restoration and waste man-
3 agement activities necessary for national security
4 programs, \$995,179,000.

5 (b) AUTHORIZATION OF NEW PLANT PROJECTS.—
6 From funds referred to in subsection (a) that are available
7 for carrying out plant projects, the Secretary of Energy
8 may carry out new plant projects for defense site accelera-
9 tion completion activities, as follows:

10 (1) Project 04–D–408, glass waste storage
11 building #2, Savannah River Site, Aiken, South
12 Carolina, \$20,259,000.

13 (2) Project 04–D–414, project engineering and
14 design, various locations, \$23,500,000.

15 (3) Project 04–D–423, 3013 container surveil-
16 lance capability in 235–F, Savannah River Site,
17 Aiken, South Carolina, \$1,134,000.

18 **SEC. 3103. OTHER DEFENSE ACTIVITIES.**

19 Funds are hereby authorized to be appropriated to
20 the Department of Energy for fiscal year 2004 for other
21 defense activities in carrying out programs necessary for
22 national security in the amount of \$465,059,000.

23 **SEC. 3104. DEFENSE NUCLEAR WASTE DISPOSAL.**

24 Funds are hereby authorized to be appropriated to
25 the Department of Energy for fiscal year 2004 for defense

1 nuclear waste disposal for payment to the Nuclear Waste
2 Fund established in section 302(c) of the Nuclear Waste
3 Policy Act of 1982 (42 U.S.C. 10222(c)) in the amount
4 of \$360,000,000.

5 **SEC. 3105. DEFENSE ENERGY SUPPLY.**

6 Funds are hereby authorized to be appropriated to
7 the Department of Energy for fiscal year 2004 for defense
8 energy supply in carrying out programs necessary for na-
9 tional security in the amount of \$110,473,000.

10 **Subtitle B—Program Authoriza-**
11 **tions, Restrictions, and Limita-**
12 **tions**

13 **SEC. 3131. REPEAL OF PROHIBITION ON RESEARCH AND**
14 **DEVELOPMENT OF LOW-YIELD NUCLEAR**
15 **WEAPONS.**

16 (a) REPEAL.—Section 3136 of the National Defense
17 Authorization Act for Fiscal Year 1994 (Public Law 103–
18 160; 107 Stat. 1946; 42 U.S.C. 2121 note) is repealed.

19 (b) CONSTRUCTION.—Nothing in the repeal made by
20 subsection (a) shall be construed as authorizing the test-
21 ing, acquisition, or deployment of a low-yield nuclear
22 weapon.

1 **SEC. 3132. READINESS POSTURE FOR RESUMPTION BY THE**
 2 **UNITED STATES OF UNDERGROUND NU-**
 3 **CLEAR WEAPONS TESTS.**

4 (a) 18-MONTH READINESS POSTURE REQUIRED.—
 5 Commencing not later than October 1, 2006, the Sec-
 6 retary of Energy shall achieve, and thereafter maintain,
 7 a readiness posture of 18 months for resumption by the
 8 United States of underground nuclear tests, subject to
 9 subsection (b).

10 (b) ALTERNATIVE READINESS POSTURE.—If as a re-
 11 sult of the review conducted by the Secretary for purposes
 12 of the report required by section 3142(c) of the Bob
 13 Stump National Defense Authorization Act for Fiscal
 14 Year 2003 (Public Law 107–314; 116 Stat. 2733) the
 15 Secretary, in consultation with the Administrator for Nu-
 16 clear Security, determines that the optimal, advisable, and
 17 preferred readiness posture for resumption by the United
 18 States of underground nuclear tests is a number of
 19 months other than 18 months, the Secretary may, and is
 20 encouraged to, achieve and thereafter maintain under sub-
 21 section (a) such optimal, advisable, and preferred readi-
 22 ness posture instead of the readiness posture of 18
 23 months.

24 (c) REPORT ON DETERMINATION.—(1) The Sec-
 25 retary shall submit to the congressional defense commit-
 26 tees a report on a determination described in subsection

1 (b) if the determination leads to the achievement by the
2 Secretary of a readiness posture of other than 18 months
3 under that subsection.

4 (2) The report under paragraph (1) shall set forth—

5 (A) the determination described in that para-
6 graph, including the reasons for the determination;
7 and

8 (B) the number of months of the readiness pos-
9 ture to be achieved and maintained under subsection
10 (b) as a result of the determination.

11 (3) The requirement for a report, if any, under para-
12 graph (1) is in addition to the requirement for a report
13 under section 3142(c) of the Bob Stump National Defense
14 Authorization Act for Fiscal Year 2003, and the require-
15 ment in that paragraph shall not be construed as termi-
16 nating, modifying, or otherwise affecting the requirement
17 for a report under such section.

18 (d) READINESS POSTURE.—For purposes of this sec-
19 tion, a readiness posture of a specified number of months
20 for resumption by the United States of underground nu-
21 clear weapons tests is achieved when the Department of
22 Energy has the capability to resume such tests, if directed
23 by the President to resume such tests, not later than the
24 specified number of months after the date on which the
25 President so directs.

1 **SEC. 3133. TECHNICAL BASE AND FACILITIES MAINTEN-**
2 **NANCE AND RECAPITALIZATION ACTIVITIES.**

3 (a) DEADLINE FOR INCLUSION OF PROJECTS IN FA-
4 CILITIES AND INFRASTRUCTURE RECAPITALIZATION PRO-
5 GRAM.—(1) The Administrator for Nuclear Security shall
6 complete the selection of projects for inclusion in the Fa-
7 cilities and Infrastructure Recapitalization Program
8 (FIRP) of the National Nuclear Security Administration
9 not later than September 30, 2004.

10 (2) No project may be included in the Facilities and
11 Infrastructure Recapitalization Program after September
12 30, 2004, unless such project has been selected for inclu-
13 sion in that program as of that date.

14 (b) TERMINATION OF FACILITIES AND INFRASTRUC-
15 TURE RECAPITALIZATION PROGRAM.—The Administrator
16 shall terminate the Facilities and Infrastructure Recapi-
17 talization Program not later than September 30, 2011.

18 (c) READINESS IN TECHNICAL BASE AND FACILITIES
19 PROGRAM.—(1) Not later than September 30, 2004, the
20 Administrator shall submit to the congressional defense
21 committees a report setting forth guidelines on the con-
22 duct of the Readiness in Technical Base and Facilities
23 (RTBF) program of the National Nuclear Security Ad-
24 ministration.

25 (2) The guidelines on the Readiness in Technical
26 Base and Facilities program shall include the following:

1 (A) Criteria for the inclusion of projects in the
2 program, and for establishing priorities among
3 projects included in the program.

4 (B) Mechanisms for the management of facili-
5 ties under the program, including maintenance as
6 provided pursuant to subparagraph (C).

7 (C) A description of the scope of maintenance
8 activities under the program, including recurring
9 maintenance, construction of facilities, recapitaliza-
10 tion of facilities, and decontamination and decom-
11 missioning of facilities.

12 (3) The guidelines on the Readiness in Technical
13 Base and Facilities program shall ensure that the mainte-
14 nance activities provided for under paragraph (2)(C) are
15 carried out in a timely and efficient manner designed to
16 avoid maintenance backlogs.

17 (d) OPERATIONS OF FACILITIES PROGRAM.—(1) The
18 Administration shall provide for the administration of the
19 Operations of Facilities Program of the National Nuclear
20 Security Administration as a program independent of the
21 Readiness in Technical Base and Facilities Program and
22 of any other programs that the Operations of Facilities
23 Program is intended to support.

24 (2) The Operations of Facilities Program shall be
25 managed by the Associate Administrator of the National

1 Nuclear Security Administration for Facilities and Oper-
 2 ations, or by such other official within the National Nu-
 3 clear Security Administration as the Administrator shall
 4 designate for that purpose.

5 **SEC. 3134. CONTINUATION OF PROCESSING, TREATMENT,**
 6 **AND DISPOSITION OF LEGACY NUCLEAR MA-**
 7 **TERIALS.**

8 (a) CONTINUATION OF H-CANYON FACILITY.—Sub-
 9 section (a) of section 3137 of the Floyd D. Spence Na-
 10 tional Defense Authorization Act for Fiscal Year 2001 (as
 11 enacted into law by Public Law 106–398; 114 Stat.
 12 1654A–460) is amended by striking “F-canyon and H-
 13 canyon facilities” and inserting “H-canyon facility”.

14 (b) MODIFICATION OF LIMITATION ON USE OF
 15 FUNDS FOR DECOMMISSIONING F-CANYON FACILITY.—
 16 Subsection (b) of such section is amended—

17 (1) by striking “and the Defense Nuclear Fa-
 18 cilities Safety Board” and all that follows through
 19 “House of Representatives” and inserting “submits
 20 to the Committee on Armed Services of the Senate
 21 and the Committee on Armed Services of the House
 22 of Representatives, and the Defense Nuclear Facili-
 23 ties Safety Board,”; and

24 (2) by striking “the following:” and all that fol-
 25 lows and inserting “a report setting forth—

1 “(1) an assessment whether or not all materials
2 present in the F-canyon facility as of the date of the
3 report that required stabilization have been safely
4 stabilized as of that date;

5 “(2) an assessment whether or not the require-
6 ments applicable to the F-canyon facility to meet
7 the future needs of the United States for fissile ma-
8 terials disposition can be met through full use of the
9 H-canyon facility at the Savannah River Site; and

10 “(3) if it appears that one or more of the re-
11 quirements described in paragraph (2) cannot be
12 met through full use of the H-canyon facility—

13 “(A) an identification by the Secretary of
14 each such requirement that cannot be met
15 through full use of the H-canyon facility; and

16 “(B) for each requirement so identified,
17 the reasons why such requirement cannot be
18 met through full use of the H-canyon facility
19 and a description of the alternative capability
20 for fissile materials disposition that is needed to
21 meet such requirement.”.

22 (c) REPEAL OF SUPERSEDED PLAN REQUIRE-
23 MENT.—Subsection (c) of such section is repealed.

1 **Subtitle C—Proliferation Matters**

2 **SEC. 3141. EXPANSION OF INTERNATIONAL MATERIALS**
3 **PROTECTION, CONTROL, AND ACCOUNTING**
4 **PROGRAM.**

5 (a) EXPANSION OF PROGRAM TO ADDITIONAL COUN-
6 TRIES.—The Secretary of Energy may expand the Inter-
7 national Materials, Protection, Control, and Accounting
8 Program to carry out nuclear nonproliferation threat re-
9 duction activities and projects outside the states of the
10 former Soviet Union.

11 (b) NOTICE TO CONGRESS OF USE OF FUNDS.—Not
12 later than 15 days before the Secretary obligates funds
13 for the International Materials Protection, Control, and
14 Accounting Program for a project or activity in or with
15 respect to a country outside the former Soviet Union pur-
16 suant to the authority in subsection (a), the Secretary
17 shall submit to the congressional defense committees a no-
18 tice on the obligation of such funds for the project or activ-
19 ity that shall specify—

20 (1) the project or activity, and forms of assist-
21 ance, for which the Secretary proposes to obligate
22 such funds;

23 (2) the amount of the proposed obligation; and

24 (3) the projected involvement (if any) of any
25 United States department or agency (other than the

1 Department of Energy), or the private sector, in the
 2 project, activity, or assistance for which the Sec-
 3 retary proposes to obligate such funds.

4 **SEC. 3142. SEMI-ANNUAL FINANCIAL REPORTS ON DE-**
 5 **FENSE NUCLEAR NONPROLIFERATION PRO-**
 6 **GRAM.**

7 (a) SEMIANNUAL REPORTS REQUIRED.—Not later
 8 than April 30 and October 30 each year, the Adminis-
 9 trator for Nuclear Security shall submit to the Committees
 10 on Armed Services of the Senate and the House of Rep-
 11 resentatives a report on the financial status during the
 12 half fiscal year ending at the end of the preceding month
 13 of all Department of Energy defense nuclear nonprolifera-
 14 tion programs for which funds were authorized to be ap-
 15 propriated for the fiscal year in which such half fiscal year
 16 falls.

17 (b) CONTENTS.—Each report on a half fiscal year
 18 under subsection (a) shall set forth for each Department
 19 of Energy defense nuclear nonproliferation program for
 20 which funds were authorized to be appropriated for the
 21 fiscal year in which such half fiscal year falls—

22 (1) the aggregate amount appropriated for such
 23 fiscal year for such program; and

24 (2) of the aggregate amount appropriated for
 25 such fiscal year for such program—

1 (A) the amounts obligated for such pro-
2 gram as of the end of the half fiscal year;

3 (B) the amounts committed for such pro-
4 gram as of the end of the half fiscal year;

5 (C) the amounts disbursed for such pro-
6 gram as of the end of the half fiscal year; and

7 (D) the amounts that remain available for
8 obligation for such program as of the end of the
9 half fiscal year.

10 (c) APPLICABILITY.—This section shall apply with re-
11 spect to fiscal years after fiscal year 2003.

12 **SEC. 3143. REPORT ON REDUCTION OF EXCESSIVE**
13 **UNCOSTED BALANCES FOR DEFENSE NU-**
14 **CLEAR NONPROLIFERATION ACTIVITIES.**

15 (a) CONTINGENT REQUIREMENT FOR REPORT.—If
16 as of September 30, 2004, the aggregate amount obligated
17 but not expended for defense nuclear nonproliferation ac-
18 tivities from amounts authorized to be appropriated for
19 such activities in fiscal year 2004 exceeds an amount equal
20 to 20 percent of the aggregate amount so obligated for
21 such activities, the Administrator for Nuclear Security
22 shall submit to the Committees on Armed Services of the
23 Senate and the House of Representatives a report con-
24 taining an aggressive plan to provide for the timely ex-
25 penditure of amounts so obligated but not expended.

1 (b) SUBMITTAL DATE.—If required to be submitted
 2 under subsection (a), the submittal date for the report
 3 under that subsection shall be November 30, 2004.

4 **Subtitle D—Other Matters**

5 **SEC. 3151. MODIFICATION OF AUTHORITIES ON DEPART-** 6 **MENT OF ENERGY PERSONNEL SECURITY IN-** 7 **VESTIGATIONS.**

8 (a) IN GENERAL.—Subsection e. of section 145 of the
 9 Atomic Energy Act of 1954 (42 U.S.C. 2165) is amended
 10 by striking paragraph (2) and inserting the following new
 11 paragraph (2):

12 “(2) In the case of any program designated by the
 13 Secretary of Energy as sensitive, the Secretary may re-
 14 quire that any investigation required by subsections a., b.,
 15 and c. of an individual employed in the program be made
 16 by the Federal Bureau of Investigation.”.

17 (b) CONFORMING AMENDMENT.—Subsection f. of
 18 such section is amended by striking “a majority of the
 19 members of the Commission shall certify those specific po-
 20 sitions” and inserting “the Secretary of Energy may cer-
 21 tify specific positions (in addition to positions in programs
 22 designated as sensitive under subsection e.)”.

1 **SEC. 3152. RESPONSIBILITIES OF ENVIRONMENTAL MAN-**
2 **AGEMENT PROGRAM AND NATIONAL NU-**
3 **CLEAR SECURITY ADMINISTRATION OF DE-**
4 **PARTMENT OF ENERGY FOR ENVIRON-**
5 **MENTAL CLEANUP, DECONTAMINATION AND**
6 **DECOMMISSIONING, AND WASTE MANAGE-**
7 **MENT.**

8 (a) DELINEATION OF RESPONSIBILITIES.—The Sec-
9 retary of Energy shall include in the budget justification
10 materials submitted to Congress in support of the Depart-
11 ment of Energy budget for fiscal year 2005 (as submitted
12 with the budget of the President under section 1105(a)
13 of title 31, United States Code) a report setting forth a
14 delineation of responsibilities between and among the En-
15 vironmental Management (EM) program and the National
16 Nuclear Security Administration (NNSA) of the Depart-
17 ment of Energy for activities on each of the following:

- 18 (1) Environmental cleanup.
19 (2) Decontamination and decommissioning
20 (D&D).
21 (3) Waste management.

22 (b) PLAN FOR IMPLEMENTATION OF DELINEATED
23 RESPONSIBILITIES.—(1) The Secretary shall include in
24 the budget justification materials submitted to Congress
25 in support of the Department of Energy budget for fiscal
26 year 2006 (as so submitted) a report setting forth a plan

1 to implement among the Environmental Management pro-
 2 gram and the National Nuclear Security Administration
 3 the responsibilities for activities referred to in subsection
 4 (a) as delineated under that subsection.

5 (2) The report under paragraph (1) shall include
 6 such recommendations for legislative action as the Sec-
 7 retary considers appropriate in order to—

8 (A) clarify in law the responsibilities delineated
 9 under subsection (a); and

10 (B) facilitate the implementation of the plan set
 11 forth in the report.

12 (c) CONSULTATION.—The Secretary shall carry out
 13 this section in consultation with the Administrator for Nu-
 14 clear Security and the Under Secretary of Energy for En-
 15 ergy, Science, and Environment.

16 **SEC. 3153. UPDATE OF REPORT ON STOCKPILE STEWARD-**
 17 **SHIP CRITERIA.**

18 (a) UPDATE OF REPORT.—Not later than March 1,
 19 2005, the Secretary of Energy shall submit to the commit-
 20 tees referred to in subsection (c) of section 4202 of the
 21 Atomic Energy Defense Act a report updating the report
 22 submitted under subsection (a) of such section.

23 (b) ELEMENTS.—The report under subsection (a) of
 24 this section shall—

1 (1) update any information or criteria described
 2 in the report submitted under such section 4202;

3 (2) describe any additional information identi-
 4 fied, or criteria established, on matters covered by
 5 such section 4202 during the period beginning on
 6 the date of the submittal of the report under such
 7 section 4202 and ending on the date of the sub-
 8 mittal of the report under subsection (a) of this sec-
 9 tion; and

10 (3) for each science-based tool developed by the
 11 Department of Energy during such period—

12 (A) a description of the relationship of
 13 such science-based tool to the collection of in-
 14 formation needed to determine that the nuclear
 15 weapons stockpile is safe and reliable; and

16 (B) a description of the criteria for judging
 17 whether or not such science-based tool provides
 18 for the collection of such information.

19 **SEC. 3154. PROGRESS REPORTS ON ENERGY EMPLOYEES**
 20 **OCCUPATIONAL ILLNESS COMPENSATION**
 21 **PROGRAM.**

22 (a) REPORT ON ACCESS TO INFORMATION FOR PER-
 23 FORMANCE OF RADIATION DOSE RECONSTRUCTIONS.—

24 (1) Not later than 90 days after the date of the enactment
 25 of this Act, the National Institute for Occupational Safety

1 and Health shall submit to Congress a report on the abil-
2 ity of the Institute to obtain, in a timely, accurate, and
3 complete manner, information necessary for the purpose
4 of carrying out radiation dose reconstructions under the
5 Energy Employees Occupational Illness Compensation
6 Program Act of 2000 (42 U.S.C. 7384 et seq.), including
7 information requested from any element of the Depart-
8 ment of Energy.

9 (2) The report shall include the following:

10 (A) An identification of each matter adversely
11 affecting the ability of the Institute to obtain infor-
12 mation described in paragraph (1) in a timely, accu-
13 rate, and complete manner.

14 (B) For each facility with respect to which the
15 Institute is carrying out one or more dose recon-
16 structions described in paragraph (1)—

17 (i) a specification of the total number of
18 claims requiring dose reconstruction;

19 (ii) a specification of the number of claims
20 for which dose reconstruction has been ad-
21 versely affected by any matter identified under
22 paragraph (1); and

23 (iii) a specification of the number of claims
24 requiring dose reconstruction for which, because
25 of any matter identified under paragraph (1),

1 dose reconstruction has not been completed
2 within 150 days after the date on which the
3 Secretary of Labor submitted the claim to the
4 Secretary of Health and Human Services.

5 (b) REPORT ON DENIAL OF CLAIMS.—(1) Not later
6 than 90 days after the date of the enactment of this Act,
7 the Secretary of Labor shall submit to Congress a report
8 on the denial of claims under the Energy Employees Occu-
9 pational Illness Compensation Program Act of 2000 as of
10 the date of such report.

11 (2) The report shall include for each facility with re-
12 spect to which the Secretary has received one or more
13 claims under that Act the following:

14 (A) The number of claims received with respect
15 to such facility that have been denied, including the
16 percentage of total number of claims received with
17 respect to such facility that have been denied.

18 (B) The reasons for the denial of such claims,
19 including the number of claims denied for each such
20 reason.

1 **Subtitle E—Consolidation of Gen-**
2 **eral Provisions on Department**
3 **of Energy National Security**
4 **Programs**

5 **SEC. 3161. CONSOLIDATION AND ASSEMBLY OF RECURRING**
6 **AND GENERAL PROVISIONS ON DEPARTMENT**
7 **OF ENERGY NATIONAL SECURITY PROGRAMS.**

8 (a) PURPOSE.—

9 (1) IN GENERAL.—The purpose of this section
10 is to assemble together, without substantive amend-
11 ment but with technical and conforming amend-
12 ments of a non-substantive nature, recurring and
13 general provisions of law on Department of Energy
14 national security programs that remain in force in
15 order to consolidate and organize such provisions of
16 law into a single Act intended to comprise general
17 provisions of law on such programs.

18 (2) CONSTRUCTION OF TRANSFERS.—The
19 transfer of a provision of law by this section shall
20 not be construed as amending, altering, or otherwise
21 modifying the substantive effect of such provision.

22 (3) TREATMENT OF SATISFIED REQUIRE-
23 MENTS.—Any requirement in a provision of law
24 transferred under this section that has been fully
25 satisfied in accordance with the terms of such provi-

sion of law as of the date of transfer under this section shall be treated as so fully satisfied, and shall not be treated as being revived solely by reason of transfer under this section.

(4) CLASSIFICATION.—The provisions of the Atomic Energy Defense Act, as amended by this section, shall be classified to the United States Code as a new chapter of title 50, United States Code.

(b) DIVISION HEADING.—The Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314) is amended by adding at the end the following new division heading:

**“DIVISION D—ATOMIC ENERGY
DEFENSE PROVISIONS”.**

(c) SHORT TITLE; DEFINITION.—

(1) SHORT TITLE.—Section 3601 of the Atomic Energy Defense Act (title XXXVI of Public Law 107–314; 116 Stat. 2756) is—

(A) transferred to the end of the Bob Stump National Defense Authorization Act for Fiscal Year 2003;

(B) redesignated as section 4001;

(C) inserted after the heading for division D of the Bob Stump National Defense Author-

1 ization Act for Fiscal Year 2003, as added by
2 subsection (b); and

3 (D) amended by striking “title” and in-
4 serting “division”.

5 (2) DEFINITION.—Division D of the Bob
6 Stump National Defense Authorization Act for Fis-
7 cal Year 2003, as amended by this section, is fur-
8 ther amended by adding at the end the following
9 new section:

10 **“SEC. 4002. DEFINITION.**

11 “In this division, the term ‘congressional defense
12 committees’ means—

13 “(1) the Committee on Armed Services and the
14 Committee on Appropriations of the Senate; and

15 “(2) the Committee on Armed Services and the
16 Committee on Appropriations of the House of Rep-
17 resentatives.”.

18 (d) ORGANIZATIONAL MATTERS.—

19 (1) TITLE HEADING.—Division D of the Bob
20 Stump National Defense Authorization Act for Fis-
21 cal Year 2003, as amended by this section, is fur-
22 ther amended by adding at the end the following:

1 **“TITLE XLI—ORGANIZATIONAL**
 2 **MATTERS”.**

3 (2) NAVAL NUCLEAR PROPULSION PROGRAM.—
 4 Section 1634 of the Department of Defense Author-
 5 ization Act, 1985 (Public Law 98–525; 98 Stat.
 6 2649) is—

7 (A) transferred to title XLI of division D
 8 of the Bob Stump National Defense Authoriza-
 9 tion Act for Fiscal Year 2003, as added by
 10 paragraph (1);

11 (B) inserted after the title heading for
 12 such title, as so added; and

13 (C) amended—

14 (i) by striking the section heading and
 15 inserting the following new section head-
 16 ing:

17 **“SEC. 4101. NAVAL NUCLEAR PROPULSION PROGRAM.”;**

18 and

19 (ii) by striking “SEC. 1634.”.

20 (3) MANAGEMENT STRUCTURE FOR FACILITIES
 21 AND LABORATORIES.—Section 3140 of the National
 22 Defense Authorization Act for Fiscal Year 1997
 23 (Public Law 104–201; 110 Stat. 2833) is—

24 (A) transferred to title XLI of division D
 25 of the Bob Stump National Defense Authoriza-

tion Act for Fiscal Year 2003, as amended by
this subsection;

(B) redesignated as section 4102;

(C) inserted after section 4101, as added
by paragraph (2); and

(D) amended in subsection (d)(2), by strik-
ing “120 days after the date of the enactment
of this Act,” and inserting “January 21,
1997,”.

(4) RESTRICTION ON LICENSING REQUIRE-
MENTS FOR CERTAIN ACTIVITIES AND FACILITIES.—
Section 210 of the Department of Energy National
Security and Military Applications of Nuclear En-
ergy Authorization Act of 1981 (Public Law 96–
540; 94 Stat. 3202) is—

(A) transferred to title XLI of division D
of the Bob Stump National Defense Authoriza-
tion Act for Fiscal Year 2003, as amended by
this subsection;

(B) inserted after section 4102, as added
by paragraph (3); and

(C) amended—

(i) by striking the section heading and
inserting the following new section head-
ing:

1 **“SEC. 4103. RESTRICTION ON LICENSING REQUIREMENT**
 2 **FOR CERTAIN DEFENSE ACTIVITIES AND FA-**
 3 **CILITIES.”;**

4 (ii) by striking “SEC. 210.”; and
 5 (iii) by striking “this or any other
 6 Act” and inserting “the Department of
 7 Energy National Security and Military Ap-
 8 plications of Nuclear Energy Authorization
 9 Act of 1981 (Public Law 96–540) or any
 10 other Act”.

11 (e) NUCLEAR WEAPONS STOCKPILE MATTERS.—

12 (1) HEADINGS.—Division D of the Bob Stump
 13 National Defense Authorization Act for Fiscal Year
 14 2003, as amended by this section, is further amend-
 15 ed by adding at the end the following new headings:

16 **“TITLE XLII—NUCLEAR**
 17 **WEAPONS STOCKPILE MATTERS**
 18 **“Subtitle A—Stockpile Stewardship**
 19 **and Weapons Production”.**

20 (2) STOCKPILE STEWARDSHIP PROGRAM.—Sec-
 21 tion 3138 of the National Defense Authorization Act
 22 for Fiscal Year 1994 (Public Law 103–160; 107
 23 Stat. 1946), as amended by section 3152(e) of the
 24 National Defense Authorization Act for Fiscal Year
 25 1998 (Public Law 105–85; 111 Stat. 2042), is—

1 (A) transferred to title XLII of division D
 2 of the Bob Stump National Defense Authoriza-
 3 tion Act for Fiscal Year 2003, as added by
 4 paragraph (1);

5 (B) redesignated as section 4201; and

6 (C) inserted after the heading for subtitle
 7 A of such title, as so added.

8 (3) STOCKPILE STEWARDSHIP CRITERIA.—Sec-
 9 tion 3158 of the Strom Thurmond National Defense
 10 Authorization Act for Fiscal Year 1999 (Public Law
 11 105–261; 112 Stat. 2257), as amended, is—

12 (A) transferred to title XLII of division D
 13 of the Bob Stump National Defense Authoriza-
 14 tion Act for Fiscal Year 2003, as amended by
 15 this subsection;

16 (B) redesignated as section 4202; and

17 (C) inserted after section 4201, as added
 18 by paragraph (2).

19 (4) PLAN FOR STEWARDSHIP, MANAGEMENT,
 20 AND CERTIFICATION OF WARHEADS IN STOCK-
 21 PILE.—Section 3151 of the National Defense Au-
 22 thorization Act for Fiscal Year 1998 (Public Law
 23 105–85; 111 Stat. 2041) is—

24 (A) transferred to title XLII of division D
 25 of the Bob Stump National Defense Authoriza-

1 tion Act for Fiscal Year 2003, as amended by
2 this subsection;

3 (B) redesignated as section 4203; and

4 (C) inserted after section 4202, as added
5 by paragraph (3).

6 (5) STOCKPILE LIFE EXTENSION PROGRAM.—

7 Section 3133 of the National Defense Authorization
8 Act for Fiscal Year 2000 (Public Law 106–65; 113
9 Stat. 926) is—

10 (A) transferred to title XLII of division D
11 of the Bob Stump National Defense Authoriza-
12 tion Act for Fiscal Year 2003, as amended by
13 this subsection;

14 (B) redesignated as section 4204;

15 (C) inserted after section 4203, as added
16 by paragraph (4); and

17 (D) amended in subsection (c)(1) by strik-
18 ing “the date of the enactment of this Act” and
19 inserting “October 5, 1999”.

20 (6) ANNUAL ASSESSMENTS AND REPORTS ON
21 CONDITION OF STOCKPILE.—Section 3141 of the
22 Bob Stump National Defense Authorization Act for
23 Fiscal Year 2003 (Public Law 107–314; 116 Stat.
24 2730) is—

1 (A) transferred to title XLII of division D
2 of such Act, as amended by this subsection;

3 (B) redesignated as section 4205;

4 (C) inserted after section 4204, as added
5 by paragraph (5); and

6 (D) amended in subsection (d)(3)(B) by
7 striking “section 3137 of the National Defense
8 Authorization Act for Fiscal Year 1996 (42
9 U.S.C. 2121 note)” and inserting “section
10 4213”.

11 (7) FORM OF CERTAIN CERTIFICATIONS RE-
12 GARDING STOCKPILE.—Section 3194 of the Floyd D.
13 Spence National Defense Authorization Act for Fis-
14 cal Year 2001 (as enacted into law by Public Law
15 106–398; 114 Stat. 1654A–481) is—

16 (A) transferred to title XLII of division D
17 of the Bob Stump National Defense Authoriza-
18 tion Act for Fiscal Year 2003, as amended by
19 this subsection;

20 (B) redesignated as section 4206; and

21 (C) inserted after section 4205, as added
22 by paragraph (6).

23 (8) NUCLEAR TEST BAN READINESS PRO-
24 GRAM.—Section 1436 of the National Defense Au-

1 thorization Act, Fiscal Year 1989 (Public Law 100–
2 456; 102 Stat. 2075) is—

3 (A) transferred to title XLII of division D
4 of the Bob Stump National Defense Authoriza-
5 tion Act for Fiscal Year 2003, as amended by
6 this subsection;

7 (B) redesignated as section 4207;

8 (C) inserted after section 4206, as added
9 by paragraph (7); and

10 (D) amended in the section heading by
11 adding a period at the end.

12 (9) STUDY ON NUCLEAR TEST READINESS POS-
13 TURES.—Section 3152 of the National Defense Au-
14 thorization Act for Fiscal Year 1996 (Public Law
15 104–106; 110 Stat. 623), as amended by section
16 3192 of the Floyd D. Spence National Defense Au-
17 thorization Act for Fiscal Year 2001 (as enacted
18 into law by Public Law 106–398; 114 Stat. 1654A–
19 480), is—

20 (A) transferred to title XLII of division D
21 of the Bob Stump National Defense Authoriza-
22 tion Act for Fiscal Year 2003, as amended by
23 this subsection;

24 (B) redesignated as section 4208; and

1 (C) inserted after section 4207, as added
2 by paragraph (8).

3 (10) REQUIREMENTS FOR REQUESTS FOR NEW
4 OR MODIFIED NUCLEAR WEAPONS.—Section 3143 of
5 the Bob Stump National Defense Authorization Act
6 for Fiscal Year 2003 (Public Law 107–314; 116
7 Stat. 2733) is—

8 (A) transferred to title XLII of division D
9 of such Act, as amended by this subsection;

10 (B) redesignated as section 4209; and

11 (C) inserted after section 4208, as added
12 by paragraph (9).

13 (11) LIMITATION ON UNDERGROUND NUCLEAR
14 WEAPONS TESTS.—Subsection (f) of section 507 of
15 the Energy and Water Development Appropriations
16 Act, 1993 (Public Law 102–337; 106 Stat. 1345)
17 is—

18 (A) transferred to title XLII of division D
19 of the Bob Stump National Defense Authoriza-
20 tion Act for Fiscal Year 2003, as amended by
21 this subsection;

22 (B) inserted after section 4209, as added
23 by paragraph (10); and

24 (C) amended—

1 (i) by inserting before the text the fol-
 2 lowing new section heading:

3 **“SEC. 4210. LIMITATION ON UNDERGROUND NUCLEAR**
 4 **WEAPONS TESTS.”;**

5 and

6 (ii) by striking “(f)”.

7 (12) PROHIBITION ON RESEARCH AND DEVEL-
 8 OPMENT OF LOW-YIELD NUCLEAR WEAPONS.—Sec-
 9 tion 3136 of the National Defense Authorization Act
 10 for Fiscal Year 1994 (Public Law 103–160; 107
 11 Stat. 1946) is—

12 (A) transferred to title XLII of division D
 13 of the Bob Stump National Defense Authoriza-
 14 tion Act for Fiscal Year 2003, as amended by
 15 this subsection;

16 (B) redesignated as section 4211;

17 (C) inserted after section 4210, as added
 18 by paragraph (11); and

19 (D) amended in subsection (b) by striking
 20 “the date of the enactment of this Act,” and in-
 21 serting “November 30, 1993,”.

22 (13) TESTING OF NUCLEAR WEAPONS.—Section
 23 3137 of the National Defense Authorization Act for
 24 Fiscal Year 1994 (Public Law 103–160; 107 Stat.
 25 1946) is—

1 (A) transferred to title XLII of division D
 2 of the Bob Stump National Defense Authoriza-
 3 tion Act for Fiscal Year 2003, as amended by
 4 this subsection;

5 (B) redesignated as section 4212;

6 (C) inserted after section 4211, as added
 7 by paragraph (12); and

8 (D) amended—

9 (i) in subsection (a), by inserting “of
 10 the National Defense Authorization Act for
 11 Fiscal Year 1994 (Public Law 103–160)”
 12 after “section 3101(a)(2)”; and

13 (ii) in subsection (b), by striking “this
 14 Act” and inserting “the National Defense
 15 Authorization Act for Fiscal Year 1994”.

16 (14) MANUFACTURING INFRASTRUCTURE FOR
 17 STOCKPILE.—Section 3137 of the National Defense
 18 Authorization Act for Fiscal Year 1996 (Public Law
 19 104–106; 110 Stat. 620), as amended by section
 20 3132 of the National Defense Authorization Act for
 21 Fiscal Year 1997 (Public Law 104–201; 110 Stat.
 22 2829), is—

23 (A) transferred to title XLII of division D
 24 of the Bob Stump National Defense Authoriza-

tion Act for Fiscal Year 2003, as amended by
this subsection;

(B) redesignated as section 4213;

(C) inserted after section 4212, as added
by paragraph (13); and

(D) amended in subsection (d) by inserting
“of the National Defense Authorization Act for
Fiscal Year 1996 (Public Law 104–106)” after
“section 3101(b)”.

(15) REPORTS ON CRITICAL DIFFICULTIES AT
LABORATORIES AND PLANTS.—Section 3159 of the
National Defense Authorization Act for Fiscal Year
1997 (Public Law 104–201; 110 Stat. 2842), as
amended by section 1305 of the National Defense
Authorization Act for Fiscal Year 1998 (Public Law
105–85; 111 Stat. 1954) and section 3163 of the
National Defense Authorization Act for Fiscal Year
2000 (Public Law 106–65; 113 Stat. 944), is—

(A) transferred to title XLII of division D
of the Bob Stump National Defense Authoriza-
tion Act for Fiscal Year 2003, as amended by
this subsection;

(B) redesignated as section 4214; and

(C) inserted after section 4213, as added
by paragraph (14).

1 (16) SUBTITLE HEADING ON TRITIUM.—Title
 2 XLII of division D of the Bob Stump National De-
 3 fense Authorization Act for Fiscal Year 2003, as
 4 amended by this subsection, is further amended by
 5 adding at the end the following new subtitle heading:

6 **“Subtitle B—Tritium”.**

7 (17) TRITIUM PRODUCTION PROGRAM.—Section
 8 3133 of the National Defense Authorization Act for
 9 Fiscal Year 1996 (Public Law 104–106; 110 Stat.
 10 618) is—

11 (A) transferred to title XLII of division D
 12 of the Bob Stump National Defense Authoriza-
 13 tion Act for Fiscal Year 2003, as amended by
 14 this subsection;

15 (B) redesignated as section 4231;

16 (C) inserted after the heading for subtitle
 17 B of such title XLII, as added by paragraph
 18 (16); and

19 (D) amended—

20 (i) by striking “the date of the enact-
 21 ment of this Act” each place it appears
 22 and inserting “February 10, 1996”; and

23 (ii) in subsection (b), by inserting “of
 24 the National Defense Authorization Act for

1 Fiscal Year 1996 (Public Law 104–106)”
2 after “section 3101”.

3 (18) TRITIUM RECYCLING.—Section 3136 of
4 the National Defense Authorization Act for Fiscal
5 Year 1996 (Public Law 104–106; 110 Stat. 620)
6 is—

7 (A) transferred to title XLII of division D
8 of the Bob Stump National Defense Authoriza-
9 tion Act for Fiscal Year 2003, as amended by
10 this subsection;

11 (B) redesignated as section 4232; and

12 (C) inserted after section 4231, as added
13 by paragraph (17).

14 (19) TRITIUM PRODUCTION.—Subsections (c)
15 and (d) of section 3133 of the National Defense Au-
16 thorization Act for Fiscal Year 1997 (Public Law
17 104–201; 110 Stat. 2830) are—

18 (A) transferred to title XLII of division D
19 of the Bob Stump National Defense Authoriza-
20 tion Act for Fiscal Year 2003, as amended by
21 this subsection;

22 (B) inserted after section 4232, as added
23 by paragraph (18); and

24 (C) amended—

1 (i) by inserting before the text the fol-
 2 lowing new section heading:

3 **“SEC. 4233. TRITIUM PRODUCTION.”;**

4 (ii) by redesignating such subsections
 5 as subsections (a) and (b), respectively;
 6 and

7 (iii) in subsection (a), as so redesign-
 8 nated, by inserting “of Energy” after “The
 9 Secretary”.

10 (20) MODERNIZATION AND CONSOLIDATION OF
 11 TRITIUM RECYCLING FACILITIES.—Section 3134 of
 12 the National Defense Authorization Act for Fiscal
 13 Year 1997 (Public Law 104–201; 110 Stat. 2830)
 14 is—

15 (A) transferred to title XLII of division D
 16 of the Bob Stump National Defense Authoriza-
 17 tion Act for Fiscal Year 2003, as amended by
 18 this subsection;

19 (B) redesignated as section 4234;

20 (C) inserted after section 4233, as added
 21 by paragraph (19); and

22 (D) amended in subsection (b) by inserting
 23 “of the National Defense Authorization Act for
 24 Fiscal Year 1997 (Public Law 104–201)” after
 25 “section 3101”.

(21) PROCEDURES FOR MEETING TRITIUM PRODUCTION REQUIREMENTS.—Section 3134 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65; 113 Stat. 927) is—

(A) transferred to title XLII of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection;

(B) redesignated as section 4235; and

(C) inserted after section 4234, as added by paragraph (20).

(f) PROLIFERATION MATTERS.—

(1) TITLE HEADING.—Division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this section, is further amended by adding at the end the following new title heading:

“TITLE XLIII—PROLIFERATION MATTERS”.

(2) INTERNATIONAL COOPERATIVE STOCKPILE STEWARDSHIP.—Section 3133 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat. 2036), as amended by sections 1069 and 3131 of the Strom Thurmond National Defense Authorization Act for Fiscal Year

1 1999 (Public Law 105–261; 112 Stat. 2136, 2246),
2 is—

3 (A) transferred to title XLIII of division D
4 of the Bob Stump National Defense Authoriza-
5 tion Act for Fiscal Year 2003, as added by
6 paragraph (1);

7 (B) redesignated as section 4301;

8 (C) inserted after the heading for such
9 title, as so added; and

10 (D) amended in subsection (b)(3) by strik-
11 ing “of this Act” and inserting “of the National
12 Defense Authorization Act for Fiscal Year 1998
13 (Public Law 105–85)”.

14 (3) NONPROLIFERATION INITIATIVES AND AC-
15 TIVITIES.—Section 3136 of the National Defense
16 Authorization Act for Fiscal Year 2000 (Public Law
17 106–65; 113 Stat. 927) is—

18 (A) transferred to title XLIII of division D
19 of the Bob Stump National Defense Authoriza-
20 tion Act for Fiscal Year 2003, as amended by
21 this subsection;

22 (B) redesignated as section 4302;

23 (C) inserted after section 4301, as added
24 by paragraph (2); and

(D) amended in subsection (b)(1) by striking “this title” and inserting “title XXXI of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65)”.

(4) ANNUAL REPORT ON MATERIALS PROTECTION, CONTROL, AND ACCOUNTING PROGRAM.—Section 3171 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1645A–475) is—

(A) transferred to title XLIII of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection;

(B) redesignated as section 4303;

(C) inserted after section 4302, as added by paragraph (3); and

(D) amended in subsection (c)(1) by striking “this Act” and inserting “the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398)”.

(5) NUCLEAR CITIES INITIATIVE.—Section 3172 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted

1 into law by Public Law 106–398; 114 Stat. 1645A–
 2 476) is—

3 (A) transferred to title XLIII of division D
 4 of the Bob Stump National Defense Authoriza-
 5 tion Act for Fiscal Year 2003, as amended by
 6 this subsection;

7 (B) redesignated as section 4304; and

8 (C) inserted after section 4303, as added
 9 by paragraph (4).

10 (6) PROGRAMS ON FISSILE MATERIALS.—Sec-
 11 tion 3131 of the National Defense Authorization Act
 12 for Fiscal Year 1996 (Public Law 104–106; 110
 13 Stat. 617), as amended by section 3152 of the Bob
 14 Stump National Defense Authorization Act for Fis-
 15 cal Year 2003 (Public Law 107–314; 116 Stat.
 16 2738), is—

17 (A) transferred to title XLIII of division D
 18 of the Bob Stump National Defense Authoriza-
 19 tion Act for Fiscal Year 2003, as amended by
 20 this subsection;

21 (B) redesignated as section 4305; and

22 (C) inserted after section 4304, as added
 23 by paragraph (5).

24 (7) DISPOSITION OF WEAPONS USABLE PLUTO-
 25 NIUM.—Section 3182 of the Bob Stump National

1 Defense Authorization Act for Fiscal Year 2003
 2 (Public Law 107–314; 116 Stat. 2747) is—

3 (A) transferred to title XLIII of division D
 4 of such Act, as amended by this subsection;

5 (B) redesignated as section 4306; and

6 (C) inserted after section 4305, as added
 7 by paragraph (7).

8 (8) DISPOSITION OF SURPLUS DEFENSE PLUTO-
 9 NIUM.—Section 3155 of the National Defense Au-
 10 thorization Act for Fiscal Year 2002 (Public Law
 11 107–107; 115 Stat. 1378) is—

12 (A) transferred to title XLIII of division D
 13 of the Bob Stump National Defense Authoriza-
 14 tion Act for Fiscal Year 2003, as amended by
 15 this subsection;

16 (B) redesignated as section 4307; and

17 (C) inserted after section 4306, as added
 18 by paragraph (7).

19 (g) ENVIRONMENTAL RESTORATION AND WASTE
 20 MANAGEMENT MATTERS.—

21 (1) HEADINGS.—Division D of the Bob Stump
 22 National Defense Authorization Act for Fiscal Year
 23 2003, as amended by this section, is further amend-
 24 ed by adding at the end the following new headings:

1 **“TITLE XLIV—ENVIRONMENTAL**
 2 **RESTORATION AND WASTE**
 3 **MANAGEMENT MATTERS**
 4 **“Subtitle A—Environmental Res-**
 5 **toration and Waste Manage-**
 6 **ment”.**

7 (2) DEFENSE ENVIRONMENTAL RESTORATION
 8 AND WASTE MANAGEMENT ACCOUNT.—Section 3134
 9 of the National Defense Authorization Act for Fiscal
 10 Years 1992 and 1993 (Public Law 102–190; 105
 11 Stat. 1575) is—

12 (A) transferred to title XLIV of division D
 13 of the Bob Stump National Defense Authoriza-
 14 tion Act for Fiscal Year 2003, as added by
 15 paragraph (1);

16 (B) redesignated as section 4401; and

17 (C) inserted after the heading for subtitle
 18 A of such title, as so added.

19 (3) FUTURE USE PLANS FOR ENVIRONMENTAL
 20 MANAGEMENT PROGRAM.—Section 3153 of the Na-
 21 tional Defense Authorization Act for Fiscal Year
 22 1997 (Public Law 104–201; 110 Stat. 2839) is—

23 (A) transferred to title XLIV of division D
 24 of the Bob Stump National Defense Authoriza-

tion Act for Fiscal Year 2003, as amended by
this subsection;

(B) redesignated as section 4402;

(C) inserted after section 4401, as added
by paragraph (2); and

(D) amended—

(i) in subsection (d), by striking “the
date of the enactment of this Act” and in-
serting “September 23, 1996,”; and

(ii) in subsection (h)(1), by striking
“the date of the enactment of this Act”
and inserting “September 23, 1996”.

(4) INTEGRATED FISSILE MATERIALS MANAGE-
MENT PLAN.—Section 3172 of the National Defense
Authorization Act for Fiscal Year 2000 (Public Law
106–65; 113 Stat. 948) is—

(A) transferred to title XLIV of division D
of the Bob Stump National Defense Authoriza-
tion Act for Fiscal Year 2003, as amended by
this subsection;

(B) redesignated as section 4403; and

(C) inserted after section 4402, as added
by paragraph (3).

(5) BASELINE ENVIRONMENTAL MANAGEMENT
REPORTS.—Section 3153 of the National Defense

1 Authorization Act for Fiscal Year 1994 (Public Law
 2 103–160; 107 Stat. 1950), as amended by section
 3 3160 of the National Defense Authorization Act for
 4 Fiscal Year 1995 (Public Law 103–337; 108 Stat.
 5 3094), section 3152 of the National Defense Author-
 6 ization Act for Fiscal Year 1997 (Public Law 104–
 7 201; 110 Stat. 2839), and section 3160 of the Na-
 8 tional Defense Authorization Act for Fiscal Year
 9 1998 (Public Law 105–85; 111 Stat. 2048), is—

10 (A) transferred to title XLIV of division D
 11 of the Bob Stump National Defense Authoriza-
 12 tion Act for Fiscal Year 2003, as amended by
 13 this subsection;

14 (B) redesignated as section 4404; and

15 (C) inserted after section 4403, as added
 16 by paragraph (4).

17 (6) ACCELERATED SCHEDULE FOR ENVIRON-
 18 MENTAL RESTORATION AND WASTE MANAGEMENT.—
 19 Section 3156 of the National Defense Authorization
 20 Act for Fiscal Year 1996 (Public Law 104–106; 110
 21 Stat. 625) is—

22 (A) transferred to title XLIV of division D
 23 of the Bob Stump National Defense Authoriza-
 24 tion Act for Fiscal Year 2003, as amended by
 25 this subsection;

1 (B) redesignated as section 4405;

2 (C) inserted after section 4404, as added
3 by paragraph (5); and

4 (D) amended in subsection (b)(2) by in-
5 serting before the period the following: “, the
6 predecessor provision to section 4404 of this
7 Act”.

8 (7) DEFENSE WASTE CLEANUP TECHNOLOGY
9 PROGRAM.—Section 3141 of the National Defense
10 Authorization Act for Fiscal Years 1990 and 1991
11 (Public Law 101–189; 103 Stat. 1679) is—

12 (A) transferred to title XLIV of division D
13 of the Bob Stump National Defense Authoriza-
14 tion Act for Fiscal Year 2003, as amended by
15 this subsection;

16 (B) redesignated as section 4406;

17 (C) inserted after section 4405, as added
18 by paragraph (6); and

19 (D) amended in the section heading by
20 adding a period at the end.

21 (8) REPORT ON ENVIRONMENTAL RESTORATION
22 EXPENDITURES.—Section 3134 of the National De-
23 fense Authorization Act for Fiscal Year 1991 (Pub-
24 lic Law 101–510; 104 Stat. 1833) is—

1 (A) transferred to title XLIV of division D
 2 of the Bob Stump National Defense Authoriza-
 3 tion Act for Fiscal Year 2003, as amended by
 4 this subsection;

5 (B) redesignated as section 4407;

6 (C) inserted after section 4406, as added
 7 by paragraph (7); and

8 (D) amended in the section heading by
 9 adding a period at the end.

10 (9) PUBLIC PARTICIPATION IN PLANNING FOR
 11 ENVIRONMENTAL RESTORATION AND WASTE MAN-
 12 AGEMENT.—Subsection (e) of section 3160 of the
 13 National Defense Authorization Act for Fiscal Year
 14 1995 (Public Law 103–337; 108 Stat. 3095) is—

15 (A) transferred to title XLIV of division D
 16 of the Bob Stump National Defense Authoriza-
 17 tion Act for Fiscal Year 2003, as amended by
 18 this subsection;

19 (B) inserted after section 4407, as added
 20 by paragraph (8); and

21 (C) amended—

22 (i) by inserting before the text the fol-
 23 lowing new section heading:

1 **“SEC. 4408. PUBLIC PARTICIPATION IN PLANNING FOR EN-**
 2 **VIRONMENTAL RESTORATION AND WASTE**
 3 **MANAGEMENT AT DEFENSE NUCLEAR FA-**
 4 **CILITIES.”;**

5 and

6 (ii) by striking “(e) PUBLIC PARTICI-
 7 PATION IN PLANNING.—”.

8 (10) SUBTITLE HEADING ON CLOSURE OF FA-
 9 CILITIES.—Title XLIV of division D of the Bob
 10 Stump National Defense Authorization Act for Fis-
 11 cal Year 2003, as amended by this subsection, is
 12 further amended by adding at the end the following
 13 new subtitle heading:

14 **“Subtitle B—Closure of Facilities”.**

15 (11) PROJECTS TO ACCELERATE CLOSURE AC-
 16 TIVITIES AT DEFENSE NUCLEAR FACILITIES.—Sec-
 17 tion 3143 of the National Defense Authorization Act
 18 for Fiscal Year 1997 (Public Law 104–201; 110
 19 Stat. 2836) is—

20 (A) transferred to title XLIV of division D
 21 of the Bob Stump National Defense Authoriza-
 22 tion Act for Fiscal Year 2003, as amended by
 23 this subsection;

24 (B) redesignated as section 4421;

1 (C) inserted after the heading for subtitle
 2 B of such title, as added by paragraph (10);
 3 and

4 (D) amended in subsection (i), by striking
 5 “the expiration of the 15-year period beginning
 6 on the date of the enactment of this Act” and
 7 inserting “September 23, 2011”.

8 (12) REPORTS IN CONNECTION WITH PERMA-
 9 NENT CLOSURE OF DEFENSE NUCLEAR FACILI-
 10 TIES.—Section 3156 of the National Defense Au-
 11 thorization Act for Fiscal Years 1990 and 1991
 12 (Public Law 101–189; 103 Stat. 1683) is—

13 (A) transferred to title XLIV of division D
 14 of the Bob Stump National Defense Authoriza-
 15 tion Act for Fiscal Year 2003, as amended by
 16 this subsection;

17 (B) redesignated as section 4422;

18 (C) inserted after section 4421, as added
 19 by paragraph (11); and

20 (D) amended in the section heading by
 21 adding a period at the end.

22 (13) SUBTITLE HEADING ON PRIVATIZATION.—
 23 Title XLIV of division D of the Bob Stump National
 24 Defense Authorization Act for Fiscal Year 2003, as

amended by this subsection, is further amended by
 adding at the end the following new subtitle heading:

“Subtitle C—Privatization”.

(14) DEFENSE ENVIRONMENTAL MANAGEMENT
 PRIVATIZATION PROJECTS.—Section 3132 of the Na-
 tional Defense Authorization Act for Fiscal Year
 1998 (Public Law 105–85; 111 Stat. 2034) is—

(A) transferred to title XLIV of division D
 of the Bob Stump National Defense Authoriza-
 tion Act for Fiscal Year 2003, as amended by
 this subsection;

(B) redesignated as section 4431;

(C) inserted after the heading for subtitle
 C of such title, as added by paragraph (13);
 and

(D) amended—

(i) in subsections (a), (c)(1)(B)(i),
 and (d), by inserting “of the National De-
 fense Authorization Act for Fiscal Year
 1998 (Public Law 105–85)” after “section
 3102(i)”; and

(ii) in subsections (c)(1)(B)(ii) and
 (f), by striking “the date of enactment of
 this Act” and inserting “November 18,
 1997”.

(h) SAFEGUARDS AND SECURITY MATTERS.—

(1) HEADINGS.—Division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this section, is further amended by adding at the end the following new headings:

**“TITLE XLV—SAFEGUARDS AND
SECURITY MATTERS
“Subtitle A—Safeguards and
Security”.**

(2) PROHIBITION ON INTERNATIONAL INSPECTIONS OF FACILITIES WITHOUT PROTECTION OF RESTRICTED DATA.—Section 3154 of the National Defense Authorization Act for Fiscal Year 1996 (Public Law 104–106; 110 Stat. 624) is—

(A) transferred to title XLV of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as added by paragraph (1);

(B) redesignated as section 4501;

(C) inserted after the heading for subtitle A of such title, as so added; and

(D) amended—

(i) by striking “(1) The” and inserting “The”; and

1 (ii) by striking “(2) For purposes of
2 paragraph (1),” and inserting “(c) RE-
3 STRICTED DATA DEFINED.—In this sec-
4 tion,”.

5 (3) RESTRICTIONS ON ACCESS TO LABORA-
6 TORIES BY FOREIGN VISITORS FROM SENSITIVE
7 COUNTRIES.—Section 3146 of the National Defense
8 Authorization Act for Fiscal Year 2000 (Public Law
9 106–65; 113 Stat. 935) is—

10 (A) transferred to title XLV of division D
11 of the Bob Stump National Defense Authoriza-
12 tion Act for Fiscal Year 2003, as amended by
13 this subsection;

14 (B) redesignated as section 4502;

15 (C) inserted after section 4501, as added
16 by paragraph (2); and

17 (D) amended—

18 (i) in subsection (b)(2)—

19 (I) in the matter preceding sub-
20 paragraph (A), by striking “30 days
21 after the date of the enactment of this
22 Act” and inserting “on November 4,
23 1999,”; and

24 (II) in subparagraph (A), by
25 striking “The date that is 90 days

1 after the date of the enactment of this
 2 Act” and inserting “January 3,
 3 2000”;

4 (ii) in subsection (d)(1), by striking
 5 “the date of the enactment of this Act,”
 6 and inserting “October 5, 1999,”; and

7 (iii) in subsection (g), by adding at
 8 the end the following new paragraphs:

9 “(3) The term ‘national laboratory’ means any
 10 of the following:

11 “(A) Lawrence Livermore National Lab-
 12 oratory, Livermore, California.

13 “(B) Los Alamos National Laboratory,
 14 Los Alamos, New Mexico.

15 “(C) Sandia National Laboratories, Albu-
 16 querque, New Mexico and Livermore, Cali-
 17 fornia.

18 “(4) The term ‘Restricted Data’ has the mean-
 19 ing given that term in section 11 y. of the Atomic
 20 Energy Act of 1954 (42 U.S.C. 2014(y)).”.

21 (4) BACKGROUND INVESTIGATIONS ON CERTAIN
 22 PERSONNEL.—Section 3143 of the National Defense
 23 Authorization Act for Fiscal Year 2000 (Public Law
 24 106–65; 113 Stat. 934) is—

(A) transferred to title XLV of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection;

(B) redesignated as section 4503;

(C) inserted after section 4502, as added by paragraph (3); and

(D) amended—

(i) in subsection (b), by striking “the date of the enactment of this Act” and inserting “October 5, 1999,”; and

(ii) by adding at the end the following new subsection:

“(c) DEFINITIONS.—In this section, the terms ‘national laboratory’ and ‘Restricted Data’ have the meanings given such terms in section 4502(g).”.

(5) COUNTERINTELLIGENCE POLYGRAPH PROGRAM.—

(A) DEPARTMENT OF ENERGY COUNTERINTELLIGENCE POLYGRAPH PROGRAM.—Section 3152 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–107; 115 Stat. 1376) is—

(i) transferred to title XLV of division D of the Bob Stump National Defense Au-

thorization Act for Fiscal Year 2003, as amended by this subsection;

(ii) redesignated as section 4504;

(iii) inserted after section 4503, as added by paragraph (4); and

(iv) amended in subsection (c) by striking “section 3154 of the Department of Energy Facilities Safeguards, Security, and Counterintelligence Enhancement Act of 1999 (subtitle D of title XXXI of Public Law 106–65; 42 U.S.C. 7383h)” and inserting “section 4504A”.

(B) COUNTERINTELLIGENCE POLYGRAPH PROGRAM.—Section 3154 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65; 113 Stat. 941), as amended by section 3135 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–456), is—

(i) transferred to title XLV of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection;

(ii) redesignated as section 4504A;

- 1 (iii) inserted after section 4504, as
 2 added by subparagraph (A); and
 3 (iv) amended in subsection (h) by
 4 striking “180 days after the date of the
 5 enactment of this Act,” and inserting
 6 “April 5, 2000,”.

7 (6) NOTICE OF SECURITY AND COUNTERINTEL-
 8 LIGENCE FAILURES.—Section 3150 of the National
 9 Defense Authorization Act for Fiscal Year 2000
 10 (Public Law 106–65; 113 Stat. 939) is—

11 (A) transferred to title XLV of division D
 12 of the Bob Stump National Defense Authoriza-
 13 tion Act for Fiscal Year 2003, as amended by
 14 this subsection;

15 (B) redesignated as section 4505;

16 (C) inserted after section 4504A, as added
 17 by paragraph (5)(B).

18 (7) ANNUAL REPORT ON SECURITY FUNCTIONS
 19 AT NUCLEAR WEAPONS FACILITIES.—Section 3162
 20 of the National Defense Authorization Act for Fiscal
 21 Year 1998 (Public Law 105–85; 111 Stat. 2049)
 22 is—

23 (A) transferred to title XLV of division D
 24 of the Bob Stump National Defense Authoriza-

1 tion Act for Fiscal Year 2003, as amended by
2 this subsection;

3 (B) redesignated as section 4506;

4 (C) inserted after section 4505, as added
5 by paragraph (6); and

6 (D) amended in subsection (b) by inserting
7 “of the National Defense Authorization Act for
8 Fiscal Year 1998 (Public Law 105–85; 111
9 Stat. 2048; 42 U.S.C. 7251 note)” after “sec-
10 tion 3161”.

11 (8) REPORT ON COUNTERINTELLIGENCE AND
12 SECURITY PRACTICES AT LABORATORIES.—Section
13 3152 of the National Defense Authorization Act for
14 Fiscal Year 2000 (Public Law 106–65; 113 Stat.
15 940) is—

16 (A) transferred to title XLV of division D
17 of the Bob Stump National Defense Authoriza-
18 tion Act for Fiscal Year 2003, as amended by
19 this subsection;

20 (B) redesignated as section 4507;

21 (C) inserted after section 4506, as added
22 by paragraph (7); and

23 (D) amended by adding at the end the fol-
24 lowing new subsection:

1 “(c) NATIONAL LABORATORY DEFINED.—In this
 2 section, the term ‘national laboratory’ has the meaning
 3 given that term in section 4502(g)(3).”.

4 (9) REPORT ON SECURITY VULNERABILITIES
 5 OF NATIONAL LABORATORY COMPUTERS.—Section
 6 3153 of the National Defense Authorization Act for
 7 Fiscal Year 2000 (Public Law 106–65; 113 Stat.
 8 940) is—

9 (A) transferred to title XLV of division D
 10 of the Bob Stump National Defense Authoriza-
 11 tion Act for Fiscal Year 2003, as amended by
 12 this subsection;

13 (B) redesignated as section 4508;

14 (C) inserted after section 4507, as added
 15 by paragraph (8); and

16 (D) amended by adding at the end the fol-
 17 lowing new subsection:

18 “(f) NATIONAL LABORATORY DEFINED.—In this sec-
 19 tion, the term ‘national laboratory’ has the meaning given
 20 that term in section 4502(g)(3).”.

21 (10) SUBTITLE HEADING ON CLASSIFIED IN-
 22 FORMATION.—Title XLV of division D of the Bob
 23 Stump National Defense Authorization Act for Fis-
 24 cal Year 2003, as amended by this subsection, is

1 further amended by adding at the end the following
2 new subtitle heading:

3 **“Subtitle B—Classified**
4 **Information”.**

5 (11) REVIEW OF CERTAIN DOCUMENTS BEFORE
6 DECLASSIFICATION AND RELEASE.—Section 3155 of
7 the National Defense Authorization Act for Fiscal
8 Year 1996 (Public Law 104–106; 110 Stat. 625)
9 is—

10 (A) transferred to title XLV of division D
11 of the Bob Stump National Defense Authoriza-
12 tion Act for Fiscal Year 2003, as amended by
13 this subsection;

14 (B) redesignated as section 4521; and

15 (C) inserted after the heading for subtitle
16 B of such title, as added by paragraph (10).

17 (12) PROTECTION AGAINST INADVERTENT RE-
18 LEASE OF RESTRICTED DATA AND FORMERLY RE-
19 STRICTED DATA.—Section 3161 of the Strom Thur-
20 mond National Defense Authorization Act for Fiscal
21 Year 1999 (Public Law 105–261; 112 Stat. 2259),
22 as amended by section 1067(3) of the National De-
23 fense Authorization Act for Fiscal Year 2000 (Pub-
24 lic Law 106–65; 113 Stat. 774) and section 3193 of
25 the Floyd D. Spence National Defense Authorization

1 Act for Fiscal Year 2001 (as enacted into law by
2 Public Law 106–398; 114 Stat. 1654A–480), is—

3 (A) transferred to title XLV of division D
4 of the Bob Stump National Defense Authoriza-
5 tion Act for Fiscal Year 2003, as amended by
6 this subsection;

7 (B) redesignated as section 4522;

8 (C) inserted after section 4521, as added
9 by paragraph (11); and

10 (D) amended—

11 (i) in subsection (c)(1), by striking
12 “the date of the enactment of this Act”
13 and inserting “October 17, 1998,”;

14 (ii) in subsection (f)(1), by striking
15 “the date of the enactment of this Act”
16 and inserting “October 17, 1998”; and

17 (iii) in subsection (f)(2), by striking
18 “The Secretary” and inserting “Com-
19 mencing with inadvertent releases discov-
20 ered on or after October 30, 2000, the
21 Secretary”.

22 (13) SUPPLEMENT TO PLAN FOR DECLAS-
23 SIFICATION OF RESTRICTED DATA AND FORMERLY
24 RESTRICTED DATA.—Section 3149 of the National

1 Defense Authorization Act for Fiscal Year 2000
2 (Public Law 106–65; 113 Stat. 938) is—

3 (A) transferred to title XLV of division D
4 of the Bob Stump National Defense Authoriza-
5 tion Act for Fiscal Year 2003, as amended by
6 this subsection;

7 (B) redesignated as section 4523;

8 (C) inserted after section 4522, as added
9 by paragraph (12); and

10 (D) amended—

11 (i) in subsection (a), by striking “sub-
12 section (a) of section 3161 of the Strom
13 Thurmond National Defense Act for Fiscal
14 Year 1999 (Public Law 105–261; 112
15 Stat. 2260; 50 U.S.C. 435 note)” and in-
16 serting “subsection (a) of section 4522”;

17 (ii) in subsection (b)—

18 (I) by striking “section
19 3161(b)(1) of that Act” and inserting
20 “subsection (b)(1) of section 4522”;
21 and

22 (II) by striking “the date of the
23 enactment of that Act” and inserting
24 “October 17, 1998,”;

25 (iii) in subsection (c)—

1 (I) by striking “section 3161(c)
 2 of that Act” and inserting “subsection
 3 (c) of section 4522”; and

4 (II) by striking “section 3161(a)
 5 of that Act” and inserting “subsection
 6 (a) of such section”; and

7 (iv) in subsection (d), by striking
 8 “section 3161(d) of that Act” and insert-
 9 ing “subsection (d) of section 4522”.

10 (14) PROTECTION OF CLASSIFIED INFORMA-
 11 TION DURING LABORATORY-TO-LABORATORY EX-
 12 CHANGES.—Section 3145 of the National Defense
 13 Authorization Act for Fiscal Year 2000 (Public Law
 14 106–65; 113 Stat. 935) is—

15 (A) transferred to title XLV of division D
 16 of the Bob Stump National Defense Authoriza-
 17 tion Act for Fiscal Year 2003, as amended by
 18 this subsection;

19 (B) redesignated as section 4524; and

20 (C) inserted after section 4523, as added
 21 by paragraph (13).

22 (15) IDENTIFICATION IN BUDGETS OF AMOUNT
 23 FOR DECLASSIFICATION ACTIVITIES.—Section 3173
 24 of the National Defense Authorization Act for Fiscal
 25 Year 2000 (Public Law 106–65; 113 Stat. 949) is—

1 (A) transferred to title XLV of division D
 2 of the Bob Stump National Defense Authoriza-
 3 tion Act for Fiscal Year 2003, as amended by
 4 this subsection;

5 (B) redesignated as section 4525;

6 (C) inserted after section 4524, as added
 7 by paragraph (14); and

8 (D) amended in subsection (b) by striking
 9 “the date of the enactment of this Act” and in-
 10 serting “October 5, 1999,”.

11 (16) SUBTITLE HEADING ON EMERGENCY RE-
 12 SPONSE.—Title XLV of division D of the Bob
 13 Stump National Defense Authorization Act for Fis-
 14 cal Year 2003, as amended by this subsection, is
 15 further amended by adding at the end the following
 16 new subtitle heading:

17 **“Subtitle C—Emergency Response”.**

18 (17) RESPONSIBILITY FOR DEFENSE PROGRAMS
 19 EMERGENCY RESPONSE PROGRAM.—Section 3158 of
 20 the National Defense Authorization Act for Fiscal
 21 Year 1996 (Public Law 104–106; 110 Stat. 626)
 22 is—

23 (A) transferred to title XLV of division D
 24 of the Bob Stump National Defense Authoriza-

tion Act for Fiscal Year 2003, as amended by
this subsection;

(B) redesignated as section 4541; and

(C) inserted after the heading for subtitle
C of such title, as added by paragraph (16).

(i) PERSONNEL MATTERS.—

(1) HEADINGS.—Division D of the Bob Stump
National Defense Authorization Act for Fiscal Year
2003, as amended by this section, is further amend-
ed by adding at the end the following new headings:

**“TITLE XLVI—PERSONNEL
MATTERS**

**“Subtitle A—Personnel
Management”.**

(2) AUTHORITY FOR APPOINTMENT OF CERTAIN
SCIENTIFIC, ENGINEERING, AND TECHNICAL PER-
SONNEL.—Section 3161 of the National Defense Au-
thorization Act for Fiscal Year 1995 (Public Law
103–337; 108 Stat. 3095), as amended by section
3139 of the National Defense Authorization Act for
Fiscal Year 1998 (Public Law 105–85; 111 Stat.
2040), sections 3152 and 3155 of the Strom Thur-
mond National Defense Authorization Act for Fiscal
Year 1999 (Public Law 105–261; 112 Stat. 2253,
2257), and section 3191 of the Floyd D. Spence Na-

1 tional Defense Authorization Act for Fiscal Year
2 2001 (as enacted into law by Public Law 106–398;
3 114 Stat. 1654A–480), is—

4 (A) transferred to title XLVI of division D
5 of the Bob Stump National Defense Authoriza-
6 tion Act for Fiscal Year 2003, as added by
7 paragraph (1);

8 (B) redesignated as section 4601; and

9 (C) inserted after the heading for subtitle
10 A of such title, as so added.

11 (3) WHISTLEBLOWER PROTECTION PROGRAM.—

12 Section 3164 of the National Defense Authorization
13 Act for Fiscal Year 2000 (Public Law 106–65; 113
14 Stat. 946) is—

15 (A) transferred to title XLVI of division D
16 of the Bob Stump National Defense Authoriza-
17 tion Act for Fiscal Year 2003, as amended by
18 this subsection;

19 (B) redesignated as section 4602;

20 (C) inserted after section 4601, as added
21 by paragraph (2); and

22 (D) amended in subsection (n) by striking
23 “60 days after the date of the enactment of this
24 Act,” and inserting “December 5, 1999,”.

(4) EMPLOYEE INCENTIVES FOR WORKERS AT CLOSURE PROJECT FACILITIES.—Section 3136 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–458) is—

(A) transferred to title XLVI of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection;

(B) redesignated as section 4603;

(C) inserted after section 4602, as added by paragraph (3); and

(D) amended—

(i) in subsections (c) and (i)(1)(A), by striking “section 3143 of the National Defense Authorization Act for Fiscal Year 1997 (42 U.S.C. 7274n)” and inserting “section 4421”; and

(ii) in subsection (g), by striking “section 3143(h) of the National Defense Authorization Act for Fiscal Year 1997” and inserting “section 4421(h)”.

(5) DEFENSE NUCLEAR FACILITY WORKFORCE RESTRUCTURING PLAN.—Section 3161 of the National Defense Authorization Act for Fiscal Year

1 1993 (Public Law 102–484; 106 Stat. 2644), as
 2 amended by section 1070(c)(2) of the National De-
 3 fense Authorization Act for Fiscal Year 1995 (Pub-
 4 lic Law 103–337; 108 Stat. 2857), Public Law 105–
 5 277 (112 Stat. 2681–419, 2681–430), and section
 6 1048(h)(1) of the National Defense Authorization
 7 Act for Fiscal Year 2002 (Public Law 107–107; 115
 8 Stat. 1229), is—

9 (A) transferred to title XLVI of division D
 10 of the Bob Stump National Defense Authoriza-
 11 tion Act for Fiscal Year 2003, as amended by
 12 this subsection;

13 (B) redesignated as section 4604;

14 (C) inserted after section 4603, as added
 15 by paragraph (4); and

16 (D) amended—

17 (i) in subsection (a), by striking
 18 “(hereinafter in this subtitle referred to as
 19 the ‘Secretary’)”; and

20 (ii) by adding at the end the following
 21 new subsection:

22 “(g) DEPARTMENT OF ENERGY DEFENSE NUCLEAR
 23 FACILITY DEFINED.—In this section, the term ‘Depart-
 24 ment of Energy defense nuclear facility’ means—

1 “(1) a production facility or utilization facility
2 (as those terms are defined in section 11 of the
3 Atomic Energy Act of 1954 (42 U.S.C. 2014)) that
4 is under the control or jurisdiction of the Secretary
5 and that is operated for national security purposes
6 (including the tritium loading facility at Savannah
7 River, South Carolina, the 236 H facility at Savan-
8 nah River, South Carolina; and the Mound Labora-
9 tory, Ohio), but the term does not include any facil-
10 ity that does not conduct atomic energy defense ac-
11 tivities and does not include any facility or activity
12 covered by Executive Order Number 12344, dated
13 February 1, 1982, pertaining to the naval nuclear
14 propulsion program;

15 “(2) a nuclear waste storage or disposal facility
16 that is under the control or jurisdiction of the Sec-
17 retary;

18 “(3) a testing and assembly facility that is
19 under the control or jurisdiction of the Secretary
20 and that is operated for national security purposes
21 (including the Nevada Test Site, Nevada; the
22 Pinnellas Plant, Florida; and the Pantex facility,
23 Texas);

24 “(4) an atomic weapons research facility that is
25 under the control or jurisdiction of the Secretary

(including Lawrence Livermore, Los Alamos, and Sandia National Laboratories); or

“(5) any facility described in paragraphs (1) through (4) that—

“(A) is no longer in operation;

“(B) was under the control or jurisdiction of the Department of Defense, the Atomic Energy Commission, or the Energy Research and Development Administration; and

“(C) was operated for national security purposes.”.

(6) AUTHORITY TO PROVIDE CERTIFICATE OF COMMENDATION TO EMPLOYEES.—Section 3195 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–481) is—

(A) transferred to title XLVI of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection;

(B) redesignated as section 4605; and

(C) inserted after section 4604, as added by paragraph (5).

(7) SUBTITLE HEADING ON TRAINING AND EDUCATION.—Title XLVI of division D of the Bob

1 Stump National Defense Authorization Act for Fis-
 2 cal Year 2003, as amended by this subsection, is
 3 further amended by adding at the end the following
 4 new subtitle heading:

5 **“Subtitle B—Education and**
 6 **Training”.**

7 (8) EXECUTIVE MANAGEMENT TRAINING.—Sec-
 8 tion 3142 of the National Defense Authorization Act
 9 for Fiscal Years 1990 and 1991 (Public Law 101–
 10 189; 103 Stat. 1680) is—

11 (A) transferred to title XLVI of division D
 12 of the Bob Stump National Defense Authoriza-
 13 tion Act for Fiscal Year 2003, as amended by
 14 this subsection;

15 (B) redesignated as section 4621;

16 (C) inserted after the heading for subtitle
 17 B of such title, as added by paragraph (7); and

18 (D) amended in the section heading by
 19 adding a period at the end.

20 (9) STOCKPILE STEWARDSHIP RECRUITMENT
 21 AND TRAINING PROGRAM.—Section 3131 of the Na-
 22 tional Defense Authorization Act for Fiscal Year
 23 1995 (Public Law 103–337; 108 Stat. 3085) is—

24 (A) transferred to title XLVI of division D
 25 of the Bob Stump National Defense Authoriza-

1 tion Act for Fiscal Year 2003, as amended by
2 this subsection;

3 (B) redesignated as section 4622;

4 (C) inserted after section 4621, as added
5 by paragraph (8); and

6 (D) amended—

7 (i) in subsection (a)(1), by striking
8 “section 3138 of the National Defense Au-
9 thorization Act for Fiscal Year 1994 (Pub-
10 lic Law 103–160; 107 Stat. 1946; 42
11 U.S.C. 2121 note)” and inserting “section
12 4201”; and

13 (ii) in subsection (b)(2), by inserting
14 “of the National Defense Authorization
15 Act for Fiscal Year 1995 (Public Law
16 103–337)” after “section 3101(a)(1)”.

17 (10) FELLOWSHIP PROGRAM FOR DEVELOP-
18 MENT OF SKILLS CRITICAL TO NUCLEAR WEAPONS
19 COMPLEX.—Section 3140 of the National Defense
20 Authorization Act for Fiscal Year 1996 (Public Law
21 104–106; 110 Stat 621), as amended by section
22 3162 of the National Defense Authorization Act for
23 Fiscal Year 2000 (Public Law 106–65; 113 Stat.
24 943), is—

1 (A) transferred to title XLVI of division D
 2 of the Bob Stump National Defense Authoriza-
 3 tion Act for Fiscal Year 2003, as amended by
 4 this subsection;

5 (B) redesignated as section 4623; and

6 (C) inserted after section 4622, as added
 7 by paragraph (9).

8 (11) SUBTITLE HEADING ON WORKER SAFE-
 9 TY.—Title XLVI of division D of the Bob Stump
 10 National Defense Authorization Act for Fiscal Year
 11 2003, as amended by this subsection, is further
 12 amended by adding at the end the following new
 13 subtitle heading:

14 **“Subtitle C—Worker Safety”.**

15 (12) WORKER PROTECTION AT NUCLEAR WEAP-
 16 ONS FACILITIES.—Section 3131 of the National De-
 17 fense Authorization Act for Fiscal Years 1992 and
 18 1993 (Public Law 102–190; 105 Stat. 1571) is—

19 (A) transferred to title XLVI of division D
 20 of the Bob Stump National Defense Authoriza-
 21 tion Act for Fiscal Year 2003, as amended by
 22 this subsection;

23 (B) redesignated as section 4641;

1 (C) inserted after the heading for subtitle
 2 C of such title, as added by paragraph (11);
 3 and

4 (D) amended in subsection (e) by inserting
 5 “of the National Defense Authorization Act for
 6 Fiscal Years 1992 and 1993 (Public Law 102–
 7 190)” after “section 3101(9)(A)”.

8 (13) SAFETY OVERSIGHT AND ENFORCEMENT
 9 AT DEFENSE NUCLEAR FACILITIES.—Section 3163
 10 of the National Defense Authorization Act for Fiscal
 11 Year 1995 (Public Law 103–337; 108 Stat. 3097)
 12 is—

13 (A) transferred to title XLVI of division D
 14 of the Bob Stump National Defense Authoriza-
 15 tion Act for Fiscal Year 2003, as amended by
 16 this subsection;

17 (B) redesignated as section 4642;

18 (C) inserted after section 4641, as added
 19 by paragraph (12); and

20 (D) amended in subsection (b) by striking
 21 “90 days after the date of the enactment of this
 22 Act,” and inserting “January 5, 1995,”.

23 (14) PROGRAM TO MONITOR WORKERS AT DE-
 24 FENSE NUCLEAR FACILITIES EXPOSED TO HAZ-
 25 ARDOUS AND RADIOACTIVE SUBSTANCES.—Section

1 3162 of the National Defense Authorization Act for
2 Fiscal Year 1993 (Public Law 102–484; 106 Stat.
3 2646) is—

4 (A) transferred to title XLVI of division D
5 of the Bob Stump National Defense Authoriza-
6 tion Act for Fiscal Year 2003, as amended by
7 this subsection;

8 (B) redesignated as section 4643;

9 (C) inserted after section 4642, as added
10 by paragraph (13); and

11 (D) amended—

12 (i) in subsection (b)(6), by striking “1
13 year after the date of the enactment of this
14 Act” and inserting “October 23, 1993”;

15 (ii) in subsection (c), by striking “180
16 days after the date of the enactment of
17 this Act,” and inserting “April 23, 1993,”;
18 and

19 (iii) by adding at the end the fol-
20 lowing new subsection:

21 “(c) DEFINITIONS.—In this section:

22 “(1) The term ‘Department of Energy defense
23 nuclear facility’ has the meaning given that term in
24 section 4604(g).

1 “(2) The term ‘Department of Energy em-
 2 ployee’ means any employee of the Department of
 3 Energy employed at a Department of Energy de-
 4 fense nuclear facility, including any employee of a
 5 contractor of subcontractor of the Department of
 6 Energy employed at such a facility.”.

7 (j) BUDGET AND FINANCIAL MANAGEMENT MAT-
 8 TERS.—

9 (1) HEADINGS.—Division D of the Bob Stump
 10 National Defense Authorization Act for Fiscal Year
 11 2003, as amended by this section, is further amend-
 12 ed by adding at the end the following new headings:

13 **“TITLE XLVII—BUDGET AND FI-**
 14 **NANCIAL MANAGEMENT MAT-**
 15 **TERS**

16 **“Subtitle A—Recurring National**
 17 **Security Authorization Provisions”.**

18 (2) RECURRING NATIONAL SECURITY AUTHOR-
 19 IZATION PROVISIONS.—Sections 3620 through 3631
 20 of the Bob Stump National Defense Authorization
 21 Act for Fiscal Year 2003 (Public Law 107–314; 116
 22 Stat. 2756) are—

23 (A) transferred to title XLVII of division
 24 D of such Act, as added by paragraph (1);

1 (B) redesignated as sections 4701 through
2 4712, respectively;

3 (C) inserted after the heading for subtitle
4 A of such title, as so added; and

5 (D) amended—

6 (i) in section 4702, as so redesign-
7 nated, by striking “sections 3629 and
8 3630” and inserting “sections 4710 and
9 4711”;

10 (ii) in section 4706(a)(3)(B), as so re-
11 designating, by striking “section 3626” and
12 inserting “section 4707”;

13 (iii) in section 4707(c), as so redesign-
14 nated, by striking “section 3625(b)(2)”
15 and inserting “section 4706(b)(2)”;

16 (iv) in section 4710(c), as so redesign-
17 nated, by striking “section 3621” and in-
18 serting “section 4702”;

19 (v) in section 4711(c), as so redesign-
20 nated, by striking “section 3621” and in-
21 serting “section 4702”; and

22 (vi) in section 4712, as so redesign-
23 nated, by striking “section 3621” and in-
24 serting “section 4702”.

1 (3) SUBTITLE HEADING ON PENALTIES.—Title
 2 XLVII of division D of the Bob Stump National De-
 3 fense Authorization Act for Fiscal Year 2003, as
 4 amended by this subsection, is further amended by
 5 adding at the end the following new subtitle heading:

6 **“Subtitle B—Penalties”.**

7 (4) RESTRICTION ON USE OF FUNDS TO PAY
 8 PENALTIES UNDER ENVIRONMENTAL LAWS.—Sec-
 9 tion 3132 of the National Defense Authorization Act
 10 for Fiscal Year 1987 (Public Law 99–661; 100 Stat.
 11 4063) is—

12 (A) transferred to title XLVII of division
 13 D of the Bob Stump National Defense Author-
 14 ization Act for Fiscal Year 2003, as amended
 15 by this subsection;

16 (B) redesignated as section 4721;

17 (C) inserted after the heading for subtitle
 18 B of such title, as added by paragraph (3); and

19 (D) amended in the section heading by
 20 adding a period at the end.

21 (5) RESTRICTION ON USE OF FUNDS TO PAY
 22 PENALTIES UNDER CLEAN AIR ACT.—Section 211 of
 23 the Department of Energy National Security and
 24 Military Applications of Nuclear Energy Authoriza-

1 tion Act of 1981 (Public Law 96–540; 94 Stat.
2 3203) is—

3 (A) transferred to title XLVII of division
4 D of the Bob Stump National Defense Author-
5 ization Act for Fiscal Year 2003, as amended
6 by this subsection;

7 (B) inserted after section 4721, as added
8 by paragraph (4); and

9 (C) amended—

10 (i) by striking the section heading and
11 inserting the following new section head-
12 ing:

13 **“SEC. 4722. RESTRICTION ON USE OF FUNDS TO PAY PEN-**
14 **ALTIES UNDER CLEAN AIR ACT.”;**

15 (ii) by striking SEC. 211.”; and

16 (iii) by striking “this or any other
17 Act” and inserting “the Department of
18 Energy National Security and Military Ap-
19 plications of Nuclear Energy Authorization
20 Act of 1981 (Public Law 96–540) or any
21 other Act”.

22 (6) SUBTITLE HEADING ON OTHER MATTERS.—
23 Title XLVII of division D of the Bob Stump Na-
24 tional Defense Authorization Act for Fiscal Year
25 2003, as amended by this subsection, is further

amended by adding at the end the following new
 subtitle heading:

“Subtitle C—Other Matters”.

(7) SINGLE REQUEST FOR AUTHORIZATION OF
 APPROPRIATIONS FOR COMMON DEFENSE AND SECU-
 RITY PROGRAMS.—Section 208 of the Department of
 Energy National Security and Military Applications
 of Nuclear Energy Authorization Act of 1979 (Pub-
 lic Law 95–509; 92 Stat. 1779) is—

(A) transferred to title XLVII of division
 D of the Bob Stump National Defense Author-
 ization Act for Fiscal Year 2003, as amended
 by this subsection;

(B) inserted after the heading for subtitle
 C of such title, as added by paragraph (6); and

(C) amended—

(i) by striking the section heading and
 inserting the following new section head-
 ing:

**“SEC. 4731. SINGLE REQUEST FOR AUTHORIZATION OF AP-
 PROPRIATIONS FOR COMMON DEFENSE AND
 SECURITY PROGRAMS.”;**

and

(ii) by striking “SEC. 208.”.

(k) ADMINISTRATIVE MATTERS.—

1 (1) HEADINGS.—Division D of the Bob Stump
 2 National Defense Authorization Act for Fiscal Year
 3 2003, as amended by this section, is further amend-
 4 ed by adding at the end the following new headings:

5 **“TITLE XLVIII—ADMINISTRATIVE**
 6 **MATTERS**

7 **“Subtitle A—Contracts”.**

8 (2) COSTS NOT ALLOWED UNDER CERTAIN
 9 CONTRACTS.—Section 1534 of the Department of
 10 Defense Authorization Act, 1986 (Public Law 99–
 11 145; 99 Stat. 774), as amended by section 3131 of
 12 the National Defense Authorization Act for Fiscal
 13 Years 1988 and 1989 (Public Law 100–180; 101
 14 Stat. 1238), is—

15 (A) transferred to title XLVIII of division
 16 D of the Bob Stump National Defense Author-
 17 ization Act for Fiscal Year 2003, as added by
 18 paragraph (1);

19 (B) redesignated as section 4801;

20 (C) inserted after the heading for subtitle
 21 A of such title, as so added; and

22 (D) amended—

23 (i) in the section heading, by adding a
 24 period at the end; and

1 (ii) in subsection (b)(1), by striking
 2 “the date of the enactment of this Act,”
 3 and inserting “November 8, 1985,”.

4 (3) PROHIBITION ON BONUSES TO CONTRAC-
 5 TORS OPERATING DEFENSE NUCLEAR FACILITIES.—
 6 Section 3151 of the National Defense Authorization
 7 Act for Fiscal Years 1990 and 1991 (Public Law
 8 101–189; 103 Stat. 1682) is—

9 (A) transferred to title XLVIII of division
 10 D of the Bob Stump National Defense Author-
 11 ization Act for Fiscal Year 2003, as amended
 12 by this subsection;

13 (B) redesignated as section 4802;

14 (C) inserted after section 4801, as added
 15 by paragraph (2); and

16 (D) amended—

17 (i) in the section heading, by adding a
 18 period at the end;

19 (ii) in subsection (a), by striking “the
 20 date of the enactment of this Act” and in-
 21 serting “November 29, 1989”;

22 (iii) in subsection (b), by striking “6
 23 months after the date of the enactment of
 24 this Act,” and inserting “May 29, 1990,”;
 25 and

1 (iv) in subsection (d), by striking “90
 2 days after the date of the enactment of
 3 this Act” and inserting “March 1, 1990”.

4 (4) CONTRACTOR LIABILITY FOR INJURY OR
 5 LOSS OF PROPERTY ARISING FROM ATOMIC WEAP-
 6 ONS TESTING PROGRAMS.—Section 3141 of the Na-
 7 tional Defense Authorization Act for Fiscal Year
 8 1991 (Public Law 101–510; 104 Stat. 1837) is—

9 (A) transferred to title XLVIII of division
 10 D of the Bob Stump National Defense Author-
 11 ization Act for Fiscal Year 2003, as amended
 12 by this subsection;

13 (B) redesignated as section 4803;

14 (C) inserted after section 4802, as added
 15 by paragraph (3); and

16 (D) amended—

17 (i) in the section heading, by adding a
 18 period at the end; and

19 (ii) in subsection (d), by striking “the
 20 date of the enactment of this Act” each
 21 place it appears and inserting “November
 22 5, 1990,”.

23 (5) SUBTITLE HEADING ON RESEARCH AND DE-
 24 VELOPMENT.—Title XLVIII of division D of the
 25 Bob Stump National Defense Authorization Act for

Fiscal Year 2003, as amended by this subsection, is further amended by adding at the end the following new subtitle heading:

“Subtitle B—Research and Development”.

(6) LABORATORY-DIRECTED RESEARCH AND DEVELOPMENT.—Section 3132 of the National Defense Authorization Act for Fiscal Year 1991 (Public Law 101–510; 104 Stat. 1832) is—

(A) transferred to title XLVIII of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection;

(B) redesignated as section 4811;

(C) inserted after the heading for subtitle B of such title, as added by paragraph (5); and

(D) amended in the section heading by adding a period at the end.

(7) LIMITATIONS ON USE OF FUNDS FOR LABORATORY DIRECTED RESEARCH AND DEVELOPMENT.—

(A) LIMITATIONS ON USE OF FUNDS FOR LABORATORY DIRECTED RESEARCH AND DEVELOPMENT.—Section 3137 of the National

1 Defense Authorization Act for Fiscal Year 1998
2 (Public Law 105–85; 111 Stat. 2038) is—

3 (i) transferred to title XLVIII of divi-
4 sion D of the Bob Stump National Defense
5 Authorization Act for Fiscal Year 2003, as
6 amended by this subsection;

7 (ii) redesignated as section 4812;

8 (iii) inserted after section 4811, as
9 added by paragraph (6); and

10 (iv) amended—

11 (I) in subsection (b), by striking
12 “section 3136(b) of the National De-
13 fense Authorization Act for Fiscal
14 Year 1997 (Public Law 104–201; 110
15 Stat. 2831; 42 U.S.C. 7257b)” and
16 inserting “section 4812A(b)”;

17 (II) in subsection (d)—

18 (aa) by striking “section
19 3136(b)(1)” and inserting “sec-
20 tion 4812A(b)(1)”;

21 (bb) by striking “section
22 3132(c) of the National Defense
23 Authorization Act for Fiscal Year
24 1991 (42 U.S.C. 7257a(c))” and
25 inserting “section 4811(c)”;

1 (III) in subsection (e), by strik-
 2 ing “section 3132(d) of the National
 3 Defense Authorization Act for Fiscal
 4 Year 1991 (42 U.S.C. 7257a(d))” and
 5 inserting “section 4811(d)”.

6 (B) LIMITATION ON USE OF FUNDS FOR
 7 CERTAIN RESEARCH AND DEVELOPMENT PUR-
 8 POSES.—Section 3136 of the National Defense
 9 Authorization Act for Fiscal Year 1997 (Public
 10 Law 104–201; 110 Stat. 2830), as amended by
 11 section 3137 of the National Defense Author-
 12 ization Act for Fiscal Year 1998 (Public Law
 13 105–85; 111 Stat. 2038), is—

14 (i) transferred to title XLVIII of divi-
 15 sion D of the Bob Stump National Defense
 16 Authorization Act for Fiscal Year 2003, as
 17 amended by this subsection;

18 (ii) redesignated as section 4812A;

19 (iii) inserted after section 4812, as
 20 added by paragraph (7); and

21 (iv) amended in subsection (a) by in-
 22 serting “of the National Defense Author-
 23 ization Act for Fiscal Year 1997 (Public
 24 Law 104–201)” after “section 3101”.

1 (8) CRITICAL TECHNOLOGY PARTNERSHIPS.—
 2 Section 3136 of the National Defense Authorization
 3 Act for Fiscal Years 1992 and 1993 (Public Law
 4 102–190; 105 Stat. 1577), as amended by section
 5 203(b)(3) of Public Law 103–35 (107 Stat. 102),
 6 is—

7 (A) transferred to title XLVIII of division
 8 D of the Bob Stump National Defense Author-
 9 ization Act for Fiscal Year 2003, as amended
 10 by this subsection;

11 (B) redesignated as section 4813; and

12 (C) inserted after section 4812A, as added
 13 by paragraph (7)(B).

14 (9) UNIVERSITY-BASED RESEARCH COLLABORA-
 15 TION PROGRAM.—Section 3155 of the National De-
 16 fense Authorization Act for Fiscal Year 1998 (Pub-
 17 lic Law 105–85; 111 Stat. 2044) is—

18 (A) transferred to title XLVIII of division
 19 D of the Bob Stump National Defense Author-
 20 ization Act for Fiscal Year 2003, as amended
 21 by this subsection;

22 (B) redesignated as section 4814;

23 (C) inserted after section 4813, as added
 24 by paragraph (8); and

(D) amended in subsection (c) by striking “this title” and inserting “title XXXI of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85)”.

(10) SUBTITLE HEADING ON FACILITIES MANAGEMENT.—Title XLVIII of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection, is further amended by adding at the end the following new subtitle heading:

**“Subtitle C—Facilities
Management”.**

(11) TRANSFERS OF REAL PROPERTY AT CERTAIN FACILITIES.—Section 3158 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat. 2046) is—

(A) transferred to title XLVIII of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection;

(B) redesignated as section 4831; and

(C) inserted after the heading for subtitle C of such title, as added by paragraph (10).

(12) ENGINEERING AND MANUFACTURING RESEARCH, DEVELOPMENT, AND DEMONSTRATION AT

1 CERTAIN NUCLEAR WEAPONS PRODUCTION
2 PLANTS.—Section 3156 of the Floyd D. Spence Na-
3 tional Defense Authorization Act for Fiscal Year
4 2001 (as enacted into law by Public Law 106–398;
5 114 Stat. 1654A–467) is—

6 (A) transferred to title XLVIII of division
7 D of the Bob Stump National Defense Author-
8 ization Act for Fiscal Year 2003, as amended
9 by this subsection;

10 (B) redesignated as section 4832; and

11 (C) inserted after section 4831, as added
12 by paragraph (11).

13 (13) PILOT PROGRAM ON USE OF PROCEEDS OF
14 DISPOSAL OR UTILIZATION OF CERTAIN ASSETS.—
15 Section 3138 of the National Defense Authorization
16 Act for Fiscal Year 1998 (Public Law 105–85; 111
17 Stat. 2039) is—

18 (A) transferred to title XLVIII of division
19 D of the Bob Stump National Defense Author-
20 ization Act for Fiscal Year 2003, as amended
21 by this subsection;

22 (B) redesignated as section 4833;

23 (C) inserted after section 4832, as added
24 by paragraph (12); and

1 (D) amended in subsection (d) by striking
 2 “sections 202 and 203(j) of the Federal Prop-
 3 erty and Administrative Services Act of 1949
 4 (40 U.S.C. 483 and 484(j))” and inserting
 5 “subchapter II of chapter 5 and section 549 of
 6 title 40, United States Code,”.

7 (14) SUBTITLE HEADING ON OTHER MAT-
 8 TERS.—Title XLVIII of division D of the Bob
 9 Stump National Defense Authorization Act for Fis-
 10 cal Year 2003, as amended by this subsection, is
 11 further amended by adding at the end the following
 12 new subtitle heading:

13 **“Subtitle D—Other Matters”.**

14 (15) SEMIANNUAL REPORTS ON LOCAL IMPACT
 15 ASSISTANCE.—Subsection (f) of section 3153 of the
 16 National Defense Authorization Act for Fiscal Year
 17 1998 (Public Law 105–85; 111 Stat. 2044) is—

18 (A) transferred to title XLVIII of division
 19 D of the Bob Stump National Defense Author-
 20 ization Act for Fiscal Year 2003, as amended
 21 by this subsection;

22 (B) inserted after the heading for subtitle
 23 D of such title, as added by paragraph (14);
 24 and

25 (C) amended—

1 (i) by inserting before the text the fol-
 2 lowing new section heading:

3 **“SEC. 4851. SEMIANNUAL REPORTS ON LOCAL IMPACT AS-**
 4 **SISTANCE.”;**

5 (ii) by striking “(f) SEMIANNUAL RE-
 6 PORTS ON LOCAL IMPACT ASSISTANCE.—
 7 ”; and

8 (iii) by striking “section 3161(c)(6) of
 9 the National Defense Authorization Act of
 10 Fiska Year 1993 (42 U.S.C. 7274h(c)(6))”
 11 and inserting “section 4604(c)(6)”.

12 (l) MATTERS RELATING TO PARTICULAR FACILI-
 13 TIES.—

14 (1) HEADINGS.—Division D of the Bob Stump
 15 National Defense Authorization Act for Fiscal Year
 16 2003, as amended by this section, is further amend-
 17 ed by adding at the end the following new headings:

18 **“TITLE XLIX—MATTERS RELAT-**
 19 **ING TO PARTICULAR FACILI-**
 20 **TIES**

21 **“Subtitle A—Hanford Reservation,**
 22 **Washington”.**

23 (2) SAFETY MEASURES FOR WASTE TANKS.—
 24 Section 3137 of the National Defense Authorization

1 Act for Fiscal Year 1991 (Public Law 101–510; 104
2 Stat. 1833) is—

3 (A) transferred to title XLIX of division D
4 of the Bob Stump National Defense Authoriza-
5 tion Act for Fiscal Year 2003, as added by
6 paragraph (1);

7 (B) redesignated as section 4901;

8 (C) inserted after the heading for subtitle
9 A of such title, as so added; and

10 (D) amended—

11 (i) in the section heading, by adding a
12 period at the end;

13 (ii) in subsection (a), by striking
14 “Within 90 days after the date of the en-
15 actment of this Act,” and inserting “Not
16 later than February 3, 1991,”;

17 (iii) in subsection (b), by striking
18 “Within 120 days after the date of the en-
19 actment of this Act,” and inserting “Not
20 later than March 5, 1991,”;

21 (iv) in subsection (c), by striking “Be-
22 ginning 120 days after the date of the en-
23 actment of this Act,” and inserting “Be-
24 ginning March 5, 1991,”; and

1 (v) in subsection (d), by striking
 2 “Within six months of the date of the en-
 3 actment of this Act,” and inserting “Not
 4 later than May 5, 1991,”.

5 (3) PROGRAMS FOR PERSONS WHO MAY HAVE
 6 BEEN EXPOSED TO RADIATION RELEASED FROM
 7 HANFORD RESERVATION.—Section 3138 of the Na-
 8 tional Defense Authorization Act for Fiscal Year
 9 1991 (Public Law 101–510; 104 Stat. 1834), as
 10 amended by section 3138 of the National Defense
 11 Authorization Act for Fiscal Year 1995 (Public Law
 12 103–337; 108 Stat. 3087), is—

13 (A) transferred to title XLIX of division D
 14 of the Bob Stump National Defense Authoriza-
 15 tion Act for Fiscal Year 2003, as amended by
 16 this subsection;

17 (B) redesignated as section 4902;

18 (C) inserted after section 4901, as added
 19 by paragraph (2); and

20 (D) amended—

21 (i) in the section heading, by adding a
 22 period at the end;

23 (ii) in subsection (a), by striking “this
 24 title” and inserting “title XXXI of the Na-

tional Defense Authorization Act for Fiscal
Year 1991 (Public Law 101–510)”; and

(iii) in subsection (c)—

(I) in paragraph (2), by striking
“six months after the date of the en-
actment of this Act,” and inserting
“May 5, 1991,”; and

(II) in paragraph (3), by striking
“18 months after the date of the en-
actment of this Act,” and inserting
“May 5, 1992,”.

(4) WASTE TANK CLEANUP PROGRAM.—Section
3139 of the Strom Thurmond National Defense Au-
thorization Act for Fiscal Year 1999 (Public Law
105–261; 112 Stat. 2250), as amended by section
3141 of the Floyd D. Spence National Defense Au-
thorization Act for Fiscal Year 2001 (as enacted
into law by Public Law 106–398; 114 Stat. 1654A–
463) and section 3135 of the National Defense Au-
thorization Act for Fiscal Year 2002 (Public Law
107–107; 115 Stat. 1368), is—

(A) transferred to title XLIX of division D
of the Bob Stump National Defense Authoriza-
tion Act for Fiscal Year 2003, as amended by
this subsection;

1 (B) redesignated as section 4903;

2 (C) inserted after section 4902, as added
3 by paragraph (3); and

4 (D) amended in subsection (d) by striking
5 “30 days after the date of the enactment of the
6 Floyd D. Spence National Defense Authoriza-
7 tion Act for Fiscal Year 2001,” and inserting
8 “November 29, 2000,”.

9 (5) RIVER PROTECTION PROJECT.—Subsection
10 (a) of section 3141 of the Floyd D. Spence National
11 Defense Authorization Act for Fiscal Year 2001 (as
12 enacted into law by Public Law 106–398; 114 Stat.
13 1654A–462) is—

14 (A) transferred to title XLIX of division D
15 of the Bob Stump National Defense Authoriza-
16 tion Act for Fiscal Year 2003, as amended by
17 this subsection;

18 (B) inserted after section 4903, as added
19 by paragraph (4); and

20 (C) amended—

21 (i) by inserting before the text the fol-
22 lowing new section heading:

23 **“SEC. 4904. RIVER PROTECTION PROJECT.”;**

24 and

1 (ii) by striking “(a) REDESIGNATION
2 OF PROJECT.—”.

3 (6) FUNDING FOR TERMINATION COSTS OF
4 RIVER PROTECTION PROJECT.—Section 3131 of the
5 Floyd D. Spence National Defense Authorization
6 Act for Fiscal Year 2001 (as enacted into law by
7 Public Law 106–398; 114 Stat. 1654A–454) is—

8 (A) transferred to title XLIX of division D
9 of the Bob Stump National Defense Authoriza-
10 tion Act for Fiscal Year 2003, as amended by
11 this subsection;

12 (B) redesignated as section 4905;

13 (C) inserted after section 4904, as added
14 by paragraph (5); and

15 (D) amended—

16 (i) by striking “section 3141” and in-
17 serting “section 4904”; and

18 (ii) by striking “the date of the enact-
19 ment of this Act” and inserting “October
20 30, 2000”.

21 (7) SUBTITLE HEADING ON SAVANNAH RIVER
22 SITE, SOUTH CAROLINA.—Title XLIX of division D
23 of the Bob Stump National Defense Authorization
24 Act for Fiscal Year 2003, as amended by this sub-

1 section, is further amended by adding at the end the
 2 following new subtitle heading:

3 **“Subtitle B—Savannah River Site,**
 4 **South Carolina”.**

5 (8) ACCELERATED SCHEDULE FOR ISOLATING
 6 HIGH-LEVEL NUCLEAR WASTE AT DEFENSE WASTE
 7 PROCESSING FACILITY.—Section 3141 of the Na-
 8 tional Defense Authorization Act for Fiscal Year
 9 1997 (Public Law 104–201; 110 Stat. 2834) is—

10 (A) transferred to title XLIX of division D
 11 of the Bob Stump National Defense Authoriza-
 12 tion Act for Fiscal Year 2003, as amended by
 13 this subsection;

14 (B) redesignated as section 4911; and

15 (C) inserted after the heading for subtitle
 16 B of such title, as added by paragraph (7).

17 (9) MULTI-YEAR PLAN FOR CLEAN-UP.—Sub-
 18 section (e) of section 3142 of the National Defense
 19 Authorization Act for Fiscal Year 1997 (Public Law
 20 104–201; 110 Stat. 2834) is—

21 (A) transferred to title XLIX of division D
 22 of the Bob Stump National Defense Authoriza-
 23 tion Act for Fiscal Year 2003, as amended by
 24 this subsection;

1 (B) inserted after section 4911, as added
 2 by paragraph (8); and

3 (C) amended—

4 (i) by inserting before the text the fol-
 5 lowing new section heading:

6 **“SEC. 4912. MULTI-YEAR PLAN FOR CLEAN-UP.”;**

7 and

8 (ii) by striking “(e) MULTI-YEAR
 9 PLAN FOR CLEAN-UP AT SAVANNAH
 10 RIVER SITE.—The Secretary” and insert-
 11 ing “The Secretary of Energy”.

12 (10) CONTINUATION OF PROCESSING, TREAT-
 13 MENT, AND DISPOSAL OF LEGACY NUCLEAR MATE-
 14 RIALS.—

15 (A) FISCAL YEAR 2001.—Subsection (a) of
 16 section 3137 of the Floyd D. Spence National
 17 Defense Authorization Act for Fiscal Year 2001
 18 (as enacted into law by Public Law 106–398;
 19 114 Stat 1654A–460) is—

20 (i) transferred to title XLIX of divi-
 21 sion D of the Bob Stump National Defense
 22 Authorization Act for Fiscal Year 2003, as
 23 amended by this subsection;

24 (ii) inserted after section 4912, as
 25 added by paragraph (9); and

1 (iii) amended—

2 (I) by inserting before the text
3 the following new section heading:

4 **“SEC. 4913. CONTINUATION OF PROCESSING, TREATMENT,**
5 **AND DISPOSAL OF LEGACY NUCLEAR MATE-**
6 **RIALS.”;**

7 and

8 (II) by striking “(a) CONTINU-
9 ATION.—”.

10 (B) FISCAL YEAR 2000.—Section 3132 of
11 the National Defense Authorization Act for Fis-
12 cal Year 2000 (Public Law 106–65; 113 Stat.
13 924) is—

14 (i) transferred to title XLIX of divi-
15 sion D of the Bob Stump National Defense
16 Authorization Act for Fiscal Year 2003, as
17 amended by this subsection;

18 (ii) redesignated as section 4913A;

19 and

20 (iii) inserted after section 4913, as
21 added by subparagraph (A).

22 (C) FISCAL YEAR 1999.—Section 3135 of
23 the Strom Thurmond National Defense Author-
24 ization Act for Fiscal Year 1999 (Public Law
25 105–261; 112 Stat. 2248) is—

(i) transferred to title XLIX of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection;

(ii) redesignated as section 4913B; and

(iii) inserted after section 4913A, as added by subparagraph (B).

(D) FISCAL YEAR 1998.—Subsection (b) of section 3136 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat. 2038) is—

(i) transferred to title XLIX of division D of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, as amended by this subsection;

(ii) inserted after section 4913B, as added by subparagraph (C); and

(iii) amended—

(I) by inserting before the text the following new section heading:

“SEC. 4913C. CONTINUATION OF PROCESSING, TREATMENT, AND DISPOSAL OF LEGACY NUCLEAR MATERIALS.”;

and

1 (II) by striking “(b) REQUIRE-
 2 MENT FOR CONTINUING OPERATIONS
 3 AT SAVANNAH RIVER SITE.—”.

4 (E) FISCAL YEAR 1997.—Subsection (f) of
 5 section 3142 of the National Defense Author-
 6 ization Act for Fiscal Year 1997 (Public Law
 7 104–201; 110 Stat. 2836) is—

8 (i) transferred to title XLIX of divi-
 9 sion D of the Bob Stump National Defense
 10 Authorization Act for Fiscal Year 2003, as
 11 amended by this subsection;

12 (ii) inserted after section 4913C, as
 13 added by subparagraph (D); and

14 (iii) amended—

15 (I) by inserting before the text
 16 the following new section heading:

17 **“SEC. 4913D. CONTINUATION OF PROCESSING, TREATMENT,**
 18 **AND DISPOSAL OF LEGACY NUCLEAR MATE-**
 19 **RIALS.”;**

20 (II) by striking “(f) REQUIRE-
 21 MENT FOR CONTINUING OPERATIONS
 22 AT SAVANNAH RIVER SITE.—The
 23 Secretary” and inserting “The Sec-
 24 retary of Energy”; and

1 (III) by striking “subsection (e)”
 2 and inserting “section 4912”.

3 (11) LIMITATION ON USE OF FUNDS FOR DE-
 4 COMMISSIONING F-CANYON FACILITY.—Subsection
 5 (b) of section 3137 of the Floyd D. Spence National
 6 Defense Authorization Act for Fiscal Year 2001 (as
 7 enacted into law by Public Law 106–398; 114 Stat.
 8 1654A–460) is—

9 (A) transferred to title XLIX of division D
 10 of the Bob Stump National Defense Authoriza-
 11 tion Act for Fiscal Year 2003, as amended by
 12 this subsection;

13 (B) inserted after section 4913D, as added
 14 by paragraph (10)(E); and

15 (C) amended—

16 (i) by inserting before the text the fol-
 17 lowing new section heading:

18 **“SEC. 4914. LIMITATION ON USE OF FUNDS FOR DECOMMIS-**
 19 **SIONING F-CANYON FACILITY.”;**

20 (ii) by striking “(b) LIMITATION ON
 21 USE OF FUNDS FOR DECOMMISSIONING
 22 F-CANYON FACILITY.—”;

23 (iii) by striking “this or any other
 24 Act” and inserting “the Floyd D. Spence
 25 National Defense Authorization Act for

1 Fiscal Year 2001 (as enacted into law by
 2 Public Law 106–398) or any other Act”;
 3 and

4 (iv) by striking “the Secretary” in the
 5 matter preceding paragraph (1) and insert-
 6 ing “the Secretary of Energy”.

7 (12) SUBTITLE HEADING ON OTHER FACILI-
 8 TIES.—Title XLIX of division D of the Bob Stump
 9 National Defense Authorization Act for Fiscal Year
 10 2003, as amended by this subsection, is further
 11 amended by adding at the end the following new
 12 subtitle heading:

13 **“Subtitle C—Other Facilities”.**

14 (13) PAYMENT OF COSTS OF OPERATION AND
 15 MAINTENANCE OF INFRASTRUCTURE AT NEVADA
 16 TEST SITE.—Section 3144 of the National Defense
 17 Authorization Act for Fiscal Year 1997 (Public Law
 18 104–201; 110 Stat. 2838) is—

19 (A) transferred to title XLIX of division D
 20 of such Act, as amended by this subsection;

21 (B) redesignated as section 4921; and

22 (C) inserted after the heading for subtitle
 23 C of such title, as added by paragraph (12).

24 (m) CONFORMING AMENDMENTS.—(1) Title XXXVI
 25 of the Bob Stump National Defense Authorization Act for

1 Fiscal Year 2003 (Public Law 107–314; 116 Stat. 1756)
2 is repealed.

3 (2) Subtitle E of title XXXI of the National Defense
4 Authorization Act for Fiscal Year 1993 (Public Law 102–
5 484; 42 U.S.C. 7274h et seq.) is repealed.

6 (3) Section 8905a(d)(5)(A) of title 5, United States
7 Code, is amended by striking “section 3143 of the Na-
8 tional Defense Authorization Act for Fiscal Year 1997 (42
9 U.S.C. 7274n)” and inserting “section 4421 of the Atomic
10 Energy Defense Act”.

11 **TITLE XXXII—DEFENSE NU-**
12 **CLEAR FACILITIES SAFETY**
13 **BOARD**

14 **SEC. 3201. AUTHORIZATION.**

15 There are authorized to be appropriated for fiscal
16 year 2004, \$19,559,000 for the operation of the Defense
17 Nuclear Facilities Safety Board under chapter 21 of the
18 Atomic Energy Act of 1954 (42 U.S.C. 2286 et seq.).

Calendar No. 95

108TH CONGRESS
1ST SESSION

S. 1049

A BILL

To authorize appropriations for fiscal year 2004 for
defense activities of the Department of Energy,
and for other purposes.

MAY 13, 2003

Read twice and placed on the calendar